



General Assembly

January Session, 2013

Amendment

LCO No. 8049

HB0649408049HD0

Offered by:

REP. GUERRERA, 29th Dist.

REP. SCRIBNER, 107th Dist.

To: House Bill No. **6494**

File No. 328

Cal. No. 228

"AN ACT CONCERNING DRIVERS' SCHOOLS AND ADULT INSTRUCTION PERMITS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 1-24 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2013*):

5 The following officers may administer oaths: (1) The clerks of the
6 Senate, the clerks of the House of Representatives and the chairpersons
7 of committees of the General Assembly or of either branch thereof,
8 during its session; (2) state officers, as defined in subsection (t) of
9 section 9-1, judges and clerks of any court, family support magistrates,
10 judge trial referees, justices of the peace, commissioners of the Superior
11 Court, notaries public, town clerks and assistant town clerks, in all
12 cases where an oath may be administered, except in a case where the
13 law otherwise requires; (3) commissioners on insolvent estates,
14 auditors, arbitrators and committees, to parties and witnesses, in all

15 cases tried before them; (4) assessors and boards of assessment
16 appeals, in cases coming before them; (5) commissioners appointed by
17 governors of other states to take the acknowledgment of deeds, in the
18 discharge of their official duty; (6) the moderator of a school district
19 meeting, in such meeting, to the clerk of such district, as required by
20 law; (7) the first selectman, in any matter before the board of
21 selectmen; (8) the Chief Medical Examiner, Deputy Medical Examiner
22 and assistant medical examiners of the Office of the Medical Examiner,
23 in any matter before them; (9) registrars of vital statistics, in any matter
24 before them; (10) any chief inspector or inspector appointed pursuant
25 to section 51-286; (11) registrars of voters, deputy registrars, assistant
26 registrars, and moderators, in any matter before them; (12) special
27 assistant registrars, in matters provided for in subsections (b) and (c) of
28 section 9-19b and section 9-19c; (13) the Commissioner of Emergency
29 Services and Public Protection and any sworn member of any local
30 police department or the Division of State Police within the
31 Department of Emergency Services and Public Protection, in all
32 affidavits, statements, depositions, complaints or reports made to or by
33 any member of any local police department or said Division of State
34 Police or any constable who is under the supervision of said
35 commissioner or any of such officers of said Division of State Police
36 and who is certified under the provisions of sections 7-294a to 7-294e,
37 inclusive, and performs criminal law enforcement duties; (14) judge
38 advocates of the United States Army, Navy, Air Force and Marine
39 Corps, law specialists of the United States Coast Guard, adjutants,
40 assistant adjutants, acting adjutants and personnel adjutants,
41 commanding officers, executive officers and officers whose rank is
42 lieutenant commander or major, or above, of the armed forces, as
43 defined in section 27-103, to persons serving with or in the armed
44 forces, as defined in said section, or their spouses; (15) investigators,
45 deputy investigators, investigative aides, secretaries, clerical assistants,
46 social workers, social worker trainees, paralegals and certified legal
47 interns employed by or assigned to the Public Defender Services
48 Commission in the performance of their assigned duties; (16) bail
49 commissioners and intake, assessment and referral specialists

50 employed by the Judicial Department in the performance of their
51 assigned duties; (17) juvenile matter investigators employed by the
52 Division of Criminal Justice in the performance of their assigned
53 duties; (18) the chairperson of the Connecticut Siting Council or the
54 chairperson's designee; (19) the presiding officer at an agency hearing
55 under section 4-177b; (20) family relations counselors employed by the
56 Judicial Department and support enforcement officers and
57 investigators employed by the Department of Social Services Bureau of
58 Child Support Enforcement and the Judicial Department, in the
59 performance of their assigned duties; (21) the chairperson, vice-
60 chairperson, members and employees of the Board of Pardons and
61 Paroles, in the performance of their assigned duties; (22) the
62 Commissioner of Correction or the commissioner's designee; [and] (23)
63 sworn law enforcement officers, appointed under section 26-5, within
64 the Department of Energy and Environmental Protection, in all
65 affidavits, statements, depositions, complaints or reports made to or by
66 any such sworn law enforcement officer; and (24) sworn motor vehicle
67 inspectors acting under the authority of section 14-8.

68 Sec. 2. Subdivision (2) of subsection (a) of section 14-50a of the
69 general statutes is repealed and the following is substituted in lieu
70 thereof (*Effective July 1, 2013*):

71 (2) For each duplicate of a motor vehicle operator's license or
72 identity card, thirty dollars, except the commissioner shall waive the
73 fee for any such duplicate issued to a veteran requesting to have his or
74 her status as a veteran contained on his or her motor vehicle operator's
75 license in accordance with subsection (e) of section 14-36h. As used in
76 this section, "duplicate" shall include any license or identity card that is
77 reissued prior to the expiration date of a previously issued license or
78 identity card, and (A) is identical to the holder's most recently issued
79 license or identity card, or (B) contains modifications to one or more
80 items of information that appear on the holder's most recently issued
81 license or identity card. Notwithstanding the provisions of this
82 subdivision, one duplicate shall be issued, for a fee of five dollars, to
83 the holder of a license or identity card who reaches the age of twenty-

84 one years.

85 Sec. 3. Subdivision (52) of section 14-1 of the general statutes is
86 repealed and the following is substituted in lieu thereof (*Effective July*
87 *1, 2013*):

88 (52) "Motor-driven cycle" means any motorcycle, motor scooter, or
89 bicycle with attached motor with a seat height of not less than twenty-
90 six inches and a motor [that produces five brake horsepower or less]
91 having a capacity of less than fifty cubic centimeters piston
92 displacement;

93 Sec. 4. Subdivision (63) of section 14-1 of the general statutes is
94 repealed and the following is substituted in lieu thereof (*Effective July*
95 *1, 2013*):

96 (63) "Out-of-service order" means an order (A) issued by a [police
97 officer, state policeman, or motor vehicle inspector under the authority
98 of section 14-8] person having inspection authority, as defined in
99 regulations adopted by the commissioner pursuant to section 14-163c,
100 as amended by this act, or by an authorized official of the United States
101 Department of Transportation Federal Motor Carrier Safety
102 Administration pursuant to any provision of federal law, to prohibit [a
103 commercial] any motor vehicle specified in subsection (a) of section 14-
104 163c, as amended by this act, from being operated on any highway, or
105 to prohibit a driver from operating [a commercial] any such motor
106 vehicle, or (B) issued by the United States Department of
107 Transportation Federal Motor Carrier Safety Administration, pursuant
108 to any provision of federal law, to prohibit any motor carrier, as
109 defined in Section 386.2 of Title 49 of the Code of Federal Regulations,
110 from engaging in commercial motor vehicle operations;

111 Sec. 5. Subdivision (80) of section 14-1 of the general statutes is
112 repealed and the following is substituted in lieu thereof (*Effective July*
113 *1, 2013*):

114 (80) "Serious traffic violation" means a conviction of any of the

115 following offenses: (A) Excessive speeding, involving a single offense
116 in which the speed is fifteen miles per hour or more above the posted
117 speed limit, in violation of section 14-218a or 14-219; (B) reckless
118 driving in violation of section 14-222; (C) following too closely in
119 violation of section 14-240 or 14-240a; (D) improper or erratic lane
120 changes, in violation of section 14-236; (E) using a hand-held mobile
121 telephone or other electronic device or typing, reading or sending text
122 or a text message with or from a mobile telephone or mobile electronic
123 device in violation of subsection (e) of section 14-296aa, as amended by
124 this act, while operating a commercial motor vehicle; (F) driving a
125 commercial motor vehicle without a valid commercial driver's license
126 in violation of section 14-36a, as amended by this act, or 14-44a; (G)
127 failure to carry a commercial driver's license in violation of section 14-
128 44a; (H) failure to have the proper class of license or endorsement, or
129 violation of a license restriction in violation of section 14-44a; or (I) a
130 violation of any provision of chapter 248, [while operating a
131 commercial motor vehicle,] by an operator who holds a commercial
132 driver's license or instruction permit that results in the death of
133 another person;

134 Sec. 6. Section 14-9a of the general statutes is amended by adding
135 subsection (c) as follows (*Effective October 1, 2013*):

136 (NEW) (c) In accordance with 49 CFR 384.228 and subject to the
137 provisions of section 31-51i, the Department of Motor Vehicles shall
138 require any person who is to be employed as a knowledge or skills test
139 examiner for commercial driver's license applicants to submit to a
140 nation-wide criminal background check prior to the department
141 certifying such person to administer any such test. Each such
142 background check shall include name-based and fingerprint-based
143 criminal history records checks of federal and state repository records.
144 The department shall maintain a record of the results of such criminal
145 background checks and shall not certify any examiner to administer
146 commercial driver's license tests who: (A) Was convicted of a felony
147 within the past ten years; or (B) was convicted of any crime involving
148 fraudulent activities.

149 Sec. 7. Subsection (a) of section 14-12b of the general statutes is
150 repealed and the following is substituted in lieu thereof (*Effective*
151 *October 1, 2013*):

152 (a) No motor vehicle registration shall be issued by the
153 commissioner for any private passenger motor vehicle, as defined in
154 subsection (e) of section 38a-363, or a vehicle with a commercial
155 registration, as defined in section 14-1, as amended by this act, unless
156 (1) the application for registration is accompanied by a current
157 automobile insurance identification card containing the information
158 required in section 38a-364, as amended by this act, or a copy of a
159 current insurance policy or endorsement issued by a company licensed
160 to issue such insurance in this state or an approved self-insurer or
161 issued pursuant to the plan established under section 38a-329,
162 verifying that the applicant has the required security coverage, and (2)
163 the applicant signs and files with the commissioner, under penalty of
164 false statement as provided for in section 53a-157b, a statement on a
165 form approved by the commissioner that the owner of the vehicle has
166 provided and will continuously maintain throughout the registration
167 period the minimum security required by section 38a-371. In the case
168 of an owner with a vehicle located outside of the United States or
169 Canada, the commissioner may accept in lieu of the insurance
170 identification card required to be presented for issuance of the
171 registration, an affidavit, in such form as the commissioner shall
172 require, executed by the owner and stating that the vehicle will not be
173 operated in the United States or Canada. In the case of a special use
174 registration issued pursuant to subsection (j) of section 14-12, the
175 commissioner may, in lieu of proof of insurance as otherwise required
176 by this section, accept proof, satisfactory to the commissioner, of
177 substantially equivalent or similar insurance issued by an insurer
178 licensed to transact business in the state in which the motor vehicle is
179 to be registered. The commissioner may require an applicant for
180 renewal of a motor vehicle registration for any private passenger
181 motor vehicle or vehicle with a commercial registration to sign and file
182 with the commissioner, under penalty of false statement as provided

183 for in section 53a-157b, a statement on a form approved by the
184 commissioner that the owner of the vehicle will continuously maintain
185 throughout the registration period the minimum security required by
186 said section 38a-371. Such form shall call for and contain the name of
187 the applicant's insurance company and policy number.

188 Sec. 8. Subsection (a) of section 14-15 of the general statutes is
189 repealed and the following is substituted in lieu thereof (*Effective July*
190 *1, 2013*):

191 (a) Any person, firm or corporation before engaging in the business
192 of leasing or renting motor vehicles without drivers in this state and
193 any person, firm or corporation which is the lessor of or rents any
194 vehicle required to be registered under the provisions of section 14-15a
195 shall make a sworn application to the Commissioner of Motor Vehicles
196 for a license to engage in such leasing or renting. Each such application
197 and each application for renewal shall be accompanied by a fee of
198 three hundred dollars. Each such license shall be renewed biennially
199 according to renewal schedules established by the commissioner so as
200 to effect staggered renewal of all such licenses. If the adoption of a
201 staggered system results in the expiration of any license more or less
202 than one year from its issuance, the commissioner may charge a
203 prorated amount for such license fee. Not less than forty-five days
204 prior to the date of expiration of each such license, the commissioner
205 shall send or transmit to each licensee, in such manner as the
206 commissioner determines, an application for renewal. An application
207 for renewal filed with the commissioner after the date of expiration
208 shall be accompanied by a late fee of one hundred dollars provided the
209 commissioner shall not renew any license under this subsection that
210 has expired for more than forty-five days. No such license shall be
211 transferred. Such licensee shall furnish proof of financial responsibility
212 satisfactory to the commissioner specifying that coverage is for all
213 owned vehicles, as provided by section 14-112 or 14-129, [provided
214 such licensee may furnish such proof separately with respect to each
215 vehicle or each group of vehicles leased to any single lessee] regardless
216 of the duration of the lease or rental period. Each application for such

217 license shall contain the name and address of the owner and shall be
218 accompanied by a surety bond as required pursuant to section 14-52.
219 Each application for registration of a motor vehicle to be leased for a
220 period of more than thirty days shall contain the name and address of
221 the owner and the lessee of such vehicle. The owner of such vehicle
222 shall disclose the name and address of any subsequent lessee of such
223 vehicle to the commissioner in such manner as the commissioner may
224 require. The commissioner shall ensure that such information relative
225 to the lessee is available to the Connecticut on-line law enforcement
226 communications teleprocessing system. Each person, firm or
227 corporation licensed under the provisions of this subsection shall keep
228 such books, records and accounts as the commissioner may require
229 provided each licensee shall retain a copy of each rental or lease
230 contract for a period of three years, which shall be subject to inspection
231 by the commissioner or the commissioner's designee at all reasonable
232 times. The provisions of this subsection shall not apply to any person,
233 firm or corporation which, incidental to the conduct of its principal
234 business, leases or rents any motor vehicle without a driver to other
235 persons, firms or corporations whose principal business is the same as
236 that of the lessor. Violation of any provision of this subsection shall be
237 an infraction.

238 Sec. 9. Subsection (a) of section 14-33 of the general statutes is
239 repealed and the following is substituted in lieu thereof (*Effective*
240 *October 1, 2013*):

241 (a) Subject to the provisions of subsection (e) of this section, if any
242 property tax, or any installment thereof, laid by any city, town,
243 borough or other taxing district upon a registered motor vehicle or
244 snowmobile remains unpaid, the tax collector of such city, town,
245 borough or other taxing district shall notify the Commissioner of
246 Motor Vehicles of such delinquency in accordance with [listings and
247 schedules of dates] guidelines and procedures established by the
248 commissioner, [and on forms prescribed and furnished by the
249 commissioner, specifying the name and address of the person against
250 whom such tax has been assessed, the date when such tax was due and

251 the registration number, if known to the collector.] The commissioner
252 shall not issue registration for such motor vehicle or snowmobile for
253 the next registration period if, according to the commissioner's records,
254 it is then owned by the person against whom such tax has been
255 assessed or by any person to whom such vehicle has not been
256 transferred by bona fide sale. Unless notice has been received by the
257 commissioner under the provisions of section 14-33a, as amended by
258 this act, no such registration shall be issued until [a receipt evidencing
259 the payment of such tax or certificate of abatement of such tax or other
260 satisfactory evidence] the commissioner receives notification that the
261 tax obligation has been legally discharged; [has been presented to the
262 commissioner;] nor shall the commissioner register any other motor
263 vehicle, [or] snowmobile, all-terrain vehicle or vessel in the name of
264 such person, [until a receipt evidencing the payment of such tax or a
265 certificate of abatement of such tax or other satisfactory evidence that
266 the tax obligation has been legally discharged has been presented to
267 the commissioner,] except that the commissioner may continue to
268 register other vehicles owned by a leasing or rental firm licensed
269 pursuant to section 14-15, as amended by this act, [if the commissioner
270 is satisfied that arrangements have been made to discharge such tax
271 obligation,] and may issue such registration to any private owner of
272 three or more paratransit vehicles in direct proportion to the
273 percentage of total tax due on such vehicles which has been paid and
274 notice of payment on which has been received. The Commissioner of
275 Motor Vehicles may immediately suspend or cancel all motor vehicle,
276 [or] snowmobile, all-terrain vehicle or vessel registrations issued in the
277 name of any person (1) who has been reported as delinquent and
278 whose registration was renewed through an error or through the
279 production of false evidence that the delinquent tax on any motor
280 vehicle or snowmobile had been paid, or (2) who has been reported by
281 a tax collector as having paid a property tax on a motor vehicle or
282 snowmobile with a check which was dishonored by a bank and such
283 tax remains unpaid. Any person aggrieved by any action of the
284 commissioner under this section may appeal therefrom in the manner
285 provided in section 14-134. For the purposes of this subsection,

286 "paratransit vehicle" means a motor bus, taxicab or motor vehicle in
287 livery service operated under a certificate of convenience and necessity
288 issued by the Department of Transportation or by a transit district and
289 which is on call or demand or used for the transportation of
290 passengers for hire.

291 Sec. 10. Section 14-33a of the general statutes is repealed and the
292 following is substituted in lieu thereof (*Effective October 1, 2013*):

293 When a taxpayer who was reported to the Commissioner of Motor
294 Vehicles as delinquent in taxes by a tax collector in accordance with
295 section 14-33, as amended by this act, is no longer delinquent, the tax
296 collector shall immediately notify the Commissioner of Motor Vehicles
297 [, on forms prescribed and furnished by him, specifying the name,
298 address and registration number to be removed from the motor vehicle
299 delinquent tax list] in accordance with guidelines and procedures
300 established by the commissioner.

301 Sec. 11. Section 14-36a of the general statutes is repealed and the
302 following is substituted in lieu thereof (*Effective July 1, 2013*):

303 (a) A commercial driver's license issued in accordance with section
304 14-44c shall be designated as class A, B or C, in accordance with the
305 provisions of subsection (b) of section 14-44d. All other operators'
306 licenses shall be designated as class D. A license of any class that also
307 authorizes the operation of a motorcycle shall contain the designation
308 "M". [A license of any class that contains the designation "Q" indicates
309 eligibility to operate fire apparatus.]

310 (b) A commercial driver's license which contains the endorsement
311 "S" evidences that the holder meets the requirements of section 14-44 to
312 operate a school bus or any vehicle described in subsection (c) of this
313 section. A commercial driver's license may contain any of the
314 following additional endorsements:

315 "P"- authorizes the operation of commercial motor vehicles designed
316 to carry passengers;

317 "H"- authorizes the operation of vehicles transporting hazardous
318 materials;

319 "N"- authorizes the operation of tank vehicles;

320 "X"- authorizes both hazardous materials and tank vehicles; and

321 "T"- authorizes the operation of vehicles with up to three trailing,
322 nonpower units.

323 The commissioner may establish one or more restrictions on
324 commercial driver's licenses of any class, in regulations adopted in
325 accordance with the provisions of chapter 54. Subject to the provisions
326 of subsection (b) of section 14-44d, a commercial driver's license of any
327 class authorizes the holder of such license to operate any motor vehicle
328 that may be operated by the holder of a class D operator's license.

329 (c) A commercial driver's license or a class D license that contains
330 any of the following endorsements evidences that the holder meets the
331 requirements of section 14-44:

332 "V"- authorizes the transportation of passengers in a student
333 transportation vehicle, as defined in section 14-212, or any vehicle that
334 requires an "A" or "F" endorsement;

335 "A"- authorizes the transportation of passengers in an activity
336 vehicle, as defined in section 14-1, as amended by this act, or any
337 vehicle that requires an "F" endorsement; and

338 "F"- authorizes the transportation of passengers in a taxicab, motor
339 vehicle in livery service, service bus or motor bus.

340 The commissioner may establish one or more endorsements or
341 restrictions on class D licenses, in accordance with regulations adopted
342 in accordance with the provisions of chapter 54.

343 (d) A license of any class that contains the designation "Q" indicates
344 eligibility to operate fire apparatus. A "Q" endorsement shall signify

345 that the holder has been trained to operate fire apparatus in
346 accordance with standards established by the Commission on Fire
347 Prevention and Control. No such endorsement shall be issued to any
348 person until he or she demonstrates personally to the commissioner, or
349 the commissioner's designee, including the Connecticut Fire Academy,
350 any regional fire school or the chief local fire official of any
351 municipality as defined in section 7-323j, by means of testing in a
352 representative vehicle that such person possesses the skills necessary
353 for operation of fire apparatus.

354 ~~[(d)]~~ (e) No person shall operate a motor vehicle in violation of the
355 classification of the license issued to such person.

356 ~~[(e)]~~ (f) No employer shall knowingly require or permit an
357 employee who is acting within the scope of such employee's
358 employment to operate a motor vehicle in violation of the classification
359 of such employee's license.

360 ~~[(f)]~~ (g) (1) Any person who violates any provision of subsection
361 ~~[(d)]~~ (e) of this section shall, for a first offense, be deemed to have
362 committed an infraction and be fined fifty dollars and, for a
363 subsequent offense, be guilty of a class D misdemeanor.

364 (2) Any employer who violates subsection ~~[(e)]~~ (f) of this section
365 shall be subject to a civil penalty of not more than one thousand dollars
366 for a first violation and not more than two thousand five hundred
367 dollars for a second or subsequent violation.

368 ~~[(g)]~~ (h) The revocation, suspension or withdrawal of, or refusal to
369 issue or renew an "S" endorsement, or any endorsement described in
370 subsection (c) of this section, shall prohibit the licensee from operating
371 any public service passenger vehicle for which a passenger
372 endorsement is required under this section. During the period of such
373 revocation, suspension or withdrawal of, or after a refusal to issue or
374 renew an "S" endorsement, or any endorsement described in
375 subsection (c) of this section, the commissioner shall not issue any
376 other passenger endorsement to such licensee.

377 Sec. 12. Subsection (a) of section 14-36h of the general statutes is
378 repealed and the following is substituted in lieu thereof (*Effective July*
379 *1, 2013*):

380 (a) Each motor vehicle operator's license issued by the
381 Commissioner of Motor Vehicles in accordance with section 14-36, as
382 amended by this act, and each identity card issued by said
383 commissioner in accordance with section 1-1h shall contain the
384 following: (1) The person's full legal name; (2) the person's date of
385 birth; (3) the person's gender; (4) the person's height and eye color; (5)
386 the person's assigned operator's license or identity card number; (6) the
387 person's address of principal residence in this state; (7) the person's
388 signature; (8) the person's [color] photograph or digital image; and (9)
389 if applicable, the person's status as a veteran, as provided in subsection
390 (e) of this section.

391 Sec. 13. Subsection (a) of section 14-37a of the general statutes is
392 repealed and the following is substituted in lieu thereof (*Effective July*
393 *1, 2013*):

394 (a) Any person whose operator's license has been suspended
395 pursuant to any provision of this chapter or chapter 248, except
396 pursuant to section 14-215 for operating under suspension or pursuant
397 to section 14-140 for failure to appear for any scheduled court
398 appearance, and any person identified in subsection (g) of this section
399 may make application to the Commissioner of Motor Vehicles for (1) a
400 special "work" permit to operate a motor vehicle to and from such
401 person's place of employment or, if such person is not employed at a
402 fixed location, to operate a motor vehicle only in connection with, and
403 to the extent necessary, to properly perform such person's business or
404 profession, or (2) a special "education" permit to operate a motor
405 vehicle to and from an [accredited] institution of higher education or a
406 private occupational school, as defined in section 10a-22a, in which
407 such person is enrolled. No such special "education" permit shall be
408 issued to any student enrolled in a high school under the jurisdiction
409 of a local or regional board of education, a high school under the

410 jurisdiction of a regional educational service center, a charter school, a
411 regional agricultural science and technology education center or a
412 technical high school. Such application shall be accompanied by an
413 application fee of one hundred dollars.

414 Sec. 14. Subsection (c) of section 14-40a of the general statutes is
415 repealed and the following is substituted in lieu thereof (*Effective July*
416 *1, 2013*):

417 (c) Before granting a motorcycle endorsement to any applicant who
418 has not held such an endorsement at any time within the preceding
419 two years, the commissioner shall require the applicant to present
420 evidence satisfactory to the commissioner that such applicant has
421 successfully completed a novice motorcycle training course conducted
422 by the Department of Transportation with federal funds available for
423 the purpose of such course, or by any firm or organization that
424 conducts such a course that uses the curriculum of the Motorcycle
425 Safety Foundation or other safety or educational organization that has
426 developed a curriculum approved by the commissioner. If such
427 applicant has not obtained a motorcycle instruction permit pursuant to
428 subsection (b) of this section, the applicant shall also pass an
429 examination, other than the driving skills test, demonstrating that the
430 applicant is a proper person to operate a motorcycle, has sufficient
431 knowledge of the mechanism of a motorcycle to ensure its safe
432 operation by such applicant, and has satisfactory knowledge of the law
433 concerning motorcycles and other motor vehicles and the rules of the
434 road. The commissioner may waive the requirement of such
435 examination for any applicant who presents documentation that such
436 applicant: (1) Is on active military duty with the armed forces of the
437 United States; (2) is stationed outside the state; and (3) completed a
438 novice motorcycle training course conducted by any firm or
439 organization using the curriculum of the Motorcycle Safety
440 Foundation not earlier than two years prior to the date of such
441 applicant's application. When the commissioner is satisfied as to the
442 ability and competency of the applicant, the commissioner may issue
443 an endorsement to such applicant, either unlimited or containing such

444 limitations as the commissioner deems advisable. If an applicant or
445 motorcycle endorsement holder has any health problem which might
446 affect such person's ability to operate a motorcycle safely, the
447 commissioner may require the applicant or endorsement holder to
448 demonstrate personally that, notwithstanding the problem, such
449 person is a proper person to operate a motorcycle, and the
450 commissioner may further require a certificate of the applicant's
451 condition, signed by a medical authority designated by the
452 commissioner, which certificate shall, in all cases, be treated as
453 confidential by the commissioner. An endorsement, containing such
454 limitation as the commissioner deems advisable may be issued or
455 renewed in any case, but nothing in this section shall be construed to
456 prevent the commissioner from refusing an endorsement, either
457 limited or unlimited, to any person or suspending an endorsement of a
458 person whom the commissioner deems incapable of safely operating a
459 motorcycle.

460 Sec. 15. Subsection (b) of section 14-41 of the general statutes is
461 repealed and the following is substituted in lieu thereof (*Effective*
462 *October 1, 2013*):

463 (b) An original operator's license shall expire within a period not
464 exceeding six years following the date of the operator's next birthday.
465 The fee for such license shall be seventy-two dollars, [and twelve
466 dollars per year or any part of a year.] The commissioner may
467 authorize an automobile club or association, licensed in accordance
468 with the provisions of section 14-67 on or before July 1, 2007, to issue
469 duplicate licenses and identity cards pursuant to section 14-50a, renew
470 licenses, renew identity cards issued pursuant to section 1-1h and
471 conduct registration transactions at its office facilities. The
472 commissioner may authorize such automobile clubs or associations to
473 charge a convenience fee, which shall not exceed [two] three dollars, to
474 each applicant for a license or identity card renewal or duplication, or
475 for a registration transaction.

476 Sec. 16. Section 14-41a of the general statutes is repealed and the

477 following is substituted in lieu thereof (*Effective October 1, 2013*):

478 An individual sixty-five years of age or older may renew a motor
479 vehicle operator's license for either a two-year period or a six-year
480 period. The fee for any license issued for a two-year period shall be
481 [twenty-two] twenty-four dollars.

482 Sec. 17. Subsection (a) of section 14-44i of the general statutes is
483 repealed and the following is substituted in lieu thereof (*Effective*
484 *October 1, 2013*):

485 (a) There shall be charged a fee of [sixty] seventy dollars for each
486 renewal of a commercial driver's license.

487 Sec. 18. Subsection (h) of section 14-44k of the general statutes is
488 repealed and the following is substituted in lieu thereof (*Effective*
489 *October 1, 2013*):

490 (h) A person is disqualified for life if such person commits two or
491 more of the offenses specified in subsection (b) of this section, or if
492 such person is the subject of two or more findings by the commissioner
493 under subsection (c) of this section, or any combination of those
494 offenses or findings, arising from two or more separate incidents. A
495 person is disqualified for life if the commissioner takes suspension
496 actions against such person for two or more alcohol test refusals or test
497 failures, or any combination of such actions, arising from two or more
498 separate incidents. Any person disqualified for life, except a person
499 disqualified under subsection (g) of this section, who has both
500 voluntarily enrolled in and successfully completed an appropriate
501 rehabilitation program, as determined by the commissioner, may
502 apply for reinstatement of such person's commercial driver's license or
503 commercial driver's instruction permit, provided any such applicant
504 shall not be eligible for reinstatement until such time as such person
505 has served a minimum disqualification period of ten years. An
506 application for reinstatement shall be accompanied by documentation
507 satisfactory to the commissioner that such person has both voluntarily
508 enrolled in and successfully completed a program established and

509 operated by the Department of Mental Health and Addiction Services
510 pursuant to chapter 319j, a program operated through a substance
511 abuse treatment facility licensed in accordance with section 19a-491 or
512 the equivalent of either program offered in another state. The
513 commissioner shall not reinstate a commercial driver's license or
514 commercial driver's instruction permit that was disqualified for life
515 unless an applicant for reinstatement requests an administrative
516 hearing in accordance with chapter 54, and offers evidence that the
517 reinstatement of such applicant's commercial driver's license or
518 commercial driver's instruction permit does not endanger the public
519 safety or welfare. Such evidence shall include, but not be limited to,
520 proof that such applicant has not been convicted of any offense
521 involving alcohol, a controlled substance or a drug during a period of
522 ten years following the date of such applicant's most recent lifetime
523 disqualification. If a person whose commercial driver's license or
524 commercial driver's instruction permit is reinstated under this
525 subsection is subsequently convicted of another disqualifying offense,
526 such person shall be permanently disqualified for life and shall be
527 ineligible to reapply for a reduction of the lifetime disqualification. The
528 following shall remain on the driving history record of a commercial
529 motor vehicle operator or commercial driver's license or commercial
530 driver's instruction permit holder for a period of fifty-five years, as
531 required by 49 CFR Part 384, as amended from time to time: (1) Any
532 offense specified in subsection (b) or (c) of this section, provided such
533 offense occurred on or after December 29, 2006; (2) each of two or more
534 offenses specified in subsection (b) or (c) of this section that occur
535 within ten years of each other and result in a lifetime disqualification,
536 regardless of when such offenses occur; (3) any conviction under
537 subsection (g) of this section for using a motor vehicle in the
538 commission of a felony involving the manufacture, distribution or
539 dispensing of a controlled substance, committed on or after January 1,
540 2005.

541 Sec. 19. Subsection (k) of section 14-44k of the general statutes is
542 repealed and the following is substituted in lieu thereof (*Effective July*

543 1, 2013):

544 (k) After taking disqualification action, or suspending, revoking or
545 cancelling a commercial driver's license or commercial driver's
546 instruction permit, the commissioner shall update the commissioner's
547 records to reflect such action within ten days. After taking
548 disqualification action, or suspending, revoking or cancelling the
549 operating privileges of a commercial motor vehicle operator or a
550 commercial driver who is licensed or holds a commercial driver's
551 instruction permit in another state, the commissioner shall notify the
552 licensing state of such action within ten days. Such notification shall
553 identify the violation that caused such disqualification, suspension,
554 cancellation or revocation.

555 Sec. 20. Subsection (f) of section 14-49 of the general statutes is
556 repealed and the following is substituted in lieu thereof (*Effective*
557 *October 1, 2013*):

558 (f) For the registration of each electric motor vehicle, the
559 commissioner shall charge a fee of [fifteen dollars for each year or part
560 thereof. On and after July 1, 2011, the fee shall be nineteen dollars]
561 thirty-eight dollars biennially.

562 Sec. 21. Subsection (a) of section 14-50 of the general statutes is
563 repealed and the following is substituted in lieu thereof (*Effective*
564 *October 1, 2013*):

565 (a) Subject to the provisions of subsection (c) of section 14-41, there
566 shall be charged a fee of [sixty-five] seventy-two dollars for each
567 renewal of a motor vehicle operator's license issued for a period of six
568 years and an additional fee of twelve dollars for each year or part
569 thereof for each passenger endorsement.

570 Sec. 22. Section 14-60 of the general statutes is repealed and the
571 following is substituted in lieu thereof (*Effective July 1, 2013*):

572 (a) No dealer or repairer may rent or allow or cause to be rented, or

573 operate or allow or cause to be operated for hire, or use or allow or
574 cause to be used for the purpose of conveying passengers or
575 merchandise or freight for hire, any motor vehicle registered under a
576 general distinguishing number and mark. No dealer or repairer may
577 loan a motor vehicle or number plate or both to any person except for
578 (1) the purpose of demonstration of a motor vehicle owned by such
579 dealer, [or] (2) when a motor vehicle owned by or lawfully in the
580 custody of such person is undergoing repairs by such dealer or
581 repairer, or (3) when such person has purchased a motor vehicle from
582 such dealer, the registration of which [by him] is pending, and in any
583 case for not more than thirty days in any year, provided such person
584 shall furnish proof to the dealer or repairer that he has liability and
585 property damage insurance which will cover any damage to any
586 person or property caused by the operation of the loaned motor
587 vehicle, motor vehicle on which the loaned number plate is displayed
588 or both. Such person's insurance shall be the prime coverage. If the
589 person to whom the dealer or repairer loaned the motor vehicle or the
590 number plate did not, at the time of such loan, have in force any such
591 liability and property damage insurance, such person and such dealer
592 or repairer shall be jointly liable for any damage to any person or
593 property caused by the operation of the loaned motor vehicle or a
594 motor vehicle on which the loaned number plate is displayed. Each
595 dealer or repairer shall keep a record of each loaned number plate
596 showing the date loaned, the vehicle identification number of the
597 vehicle on which such plate is displayed, the date returned and the
598 name, address and operator's license number of the person operating
599 any vehicle with such loaned number plate. Such dealer or repairer
600 shall give a copy of this record to each person to whom such plate or
601 vehicle and plate are loaned which shall be carried in the motor vehicle
602 at all times when operated upon a public highway. This record shall be
603 retained by the dealer or repairer for a period of six months from the
604 date on which the number plate or motor vehicle or both were loaned
605 and such record shall be available during business hours for
606 examination by any police officer or inspector designated by the
607 Commissioner of Motor Vehicles.

608 (b) Any licensed dealer or repairer may operate or cause to be
609 operated by a bona fide full-time employee [such] a motor vehicle
610 owned by such dealer or repairer for (1) use in connection with [his]
611 such dealer's or repairer's business, (2) the pickup and delivery of parts
612 for such dealer and repairer, and (3) [his] such employee's personal
613 use, or by a part-time employee for use only in connection with the
614 business of such dealer or repairer. Each dealer or repairer shall
615 maintain a record of the following: (A) Each number plate issued by
616 the commissioner to such dealer or repairer, (B) the name, address and
617 occupation of the bona fide full-time employee or part-time employee
618 to whom such plate has been assigned, (C) the date of assignment of
619 each such plate, and (D) the exact location of each unassigned plate.
620 For the purposes of this subsection, "bona fide full-time employee"
621 means a person who is employed by a licensed dealer or repairer for
622 not less than thirty-five hours per week and appears on the records of
623 such employer as an employee for whom social security, withholding
624 tax and all deductions required by law have been made and "part-time
625 employee" means a person who is employed by a licensed dealer or
626 repairer for less than thirty-five hours per week and appears on the
627 records of such employer as an employee for whom Social Security,
628 withholding tax and all deductions required by law have been made.

629 Sec. 23. Section 14-62 of the general statutes is repealed and the
630 following is substituted in lieu thereof (*Effective October 1, 2013*):

631 (a) Each sale shall be evidenced by an order properly signed by both
632 the buyer and seller, a copy of which shall be furnished to the buyer
633 when executed, and an invoice upon delivery of the motor vehicle,
634 both of which shall contain the following information: (1) Make of
635 vehicle; (2) year of model, whether sold as new or used, and on invoice
636 the identification number; (3) deposit, and (A) if the deposit is not
637 refundable, the words "No Refund of Deposit" shall appear at this
638 point, and (B) if the deposit is conditionally refundable, the words
639 "Conditional Refund of Deposit" shall appear at this point, followed by
640 a statement giving the conditions for refund, and (C) if the deposit is
641 unconditionally refundable, the words "Unconditional Refund" shall

642 appear at this point; (4) cash selling price; (5) finance charges, and (A)
643 if these charges do not include insurance, the words "No Insurance"
644 shall appear at this point, and (B) if these charges include insurance, a
645 statement shall appear at this point giving the exact type of coverage;
646 (6) allowance on motor vehicle traded in, if any, and description of the
647 same; (7) stamped or printed in a size equal to at least ten-point bold
648 type on the face of both order and invoice one of the following forms:
649 (A) "This motor vehicle not guaranteed", or (B) "This motor vehicle is
650 guaranteed", followed by a statement as to the terms of such
651 guarantee, which statement shall not apply to household furnishings
652 of any trailer; (8) if the motor vehicle is new but has been subject to use
653 by the seller or use in connection with his business as a dealer, the
654 word "demonstrator" shall be clearly displayed on the face of both
655 order and invoice; (9) any dealer conveyance fee or processing fee and
656 a statement that such fee is not payable to the state of Connecticut
657 printed in at least ten-point bold type on the face of both order and
658 invoice. For the purposes of this subdivision, "dealer conveyance fee"
659 or "processing fee" means a fee charged by a dealer to recover
660 reasonable costs for processing all documentation and performing
661 services related to the closing of a sale, including, but not limited to,
662 the registration and transfer of ownership of the motor vehicle which
663 is the subject of the sale.

664 (b) No dealer shall include in the selling price a dealer preparation
665 charge for any item or service for which he is reimbursed by the
666 manufacturer or any item or service not specifically ordered by the
667 buyer and itemized on the invoice.

668 (c) Each dealer shall provide a written statement to the buyer or
669 prominently display a sign in the area of his place of business in which
670 sales are negotiated which shall specify the amount of any conveyance
671 or processing fee charged by such dealer, the services performed by
672 the dealer for such fee, that such fee is not payable to the state of
673 Connecticut and that the buyer may elect, where appropriate, to
674 submit the documentation required for the registration and transfer of
675 ownership of the motor vehicle which is the subject of the sale to the

676 Commissioner of Motor Vehicles, in which case the dealer shall reduce
677 such fee by a proportional amount. The Commissioner of Motor
678 Vehicles shall determine the size, typeface and arrangement of such
679 information.

680 (d) No dealer licensed under the provisions of section 14-52 shall
681 sell any used motor vehicle without furnishing to the buyer, at the
682 time of sale, a valid certificate of title, the assignment and warranty of
683 title by such dealer or other evidence of title issued by another state or
684 country, where applicable, disclosing the existence of any lien, security
685 interest in or other encumbrance on the vehicle. Any dealer that
686 violates this subsection shall be guilty of a class B misdemeanor.

687 (e) No person, firm or corporation shall sell a motor vehicle at a
688 public or private auction without furnishing to the buyer, at the time of
689 sale, a valid certificate of title, the assignment and warranty of title by
690 such person, firm or corporation, or other evidence of title issued by
691 another state or country, where applicable, disclosing the existence of
692 any lien, security interest in or other encumbrance on the vehicle.

693 (f) The provisions of subsection (d) of this section shall not apply to
694 the sale of any used motor vehicle by a new car dealer to a person, firm
695 or corporation which, pursuant to a lease contract option, purchases
696 such vehicle at the end of the lease term provided (1) such vehicle is
697 registered in this state in accordance with the provisions of section 14-
698 12, (2) the certificate of title for such vehicle is in the possession of a
699 lessor licensed under the provisions of section 14-15, as amended by
700 this act, (3) subsequent to such sale, such vehicle is registered in the
701 name of the prior lessee, and (4) such dealer obtains the certificate of
702 title from such lessor and transmits all necessary documents and fees
703 to the commissioner not later than five days following the issuance of a
704 motor vehicle registration for such vehicle.

705 (g) Before offering any used motor vehicle for retail sale, the selling
706 dealer shall complete a comprehensive safety inspection of such
707 vehicle. Such safety inspection shall cover all applicable equipment

708 and components contained in sections 14-80 to 14-106d, inclusive, and
709 such inspection shall be evidenced on a form approved by the
710 commissioner. The selling dealer shall attest to such form under the
711 penalty of false statement, as prescribed in section 53a-157b, and shall
712 state that the vehicle has undergone any necessary repairs and has
713 been deemed to be in condition for legal operation on any highway of
714 this state. In the event defects are found but not repaired, and the
715 vehicle is not subject to any warranty under [subsection (a) of section
716 42-224] section 42-221, the selling dealer shall note all such defects on
717 the form and may sell such vehicle in "as is" condition. Any vehicle
718 sold in "as is" condition with one or more defects in the equipment or
719 components shall have the retail purchase order, invoice, title and
720 assignment documents prominently marked as "not in condition for
721 legal operation on the highways" with an explanation of defects noted
722 on such retail purchase order, invoice and safety inspection form. A
723 dealer selling any vehicle pursuant to this subsection shall require a
724 purchaser to acknowledge the vehicle condition by obtaining such
725 purchaser's signature on the retail purchase order, invoice and safety
726 inspection forms, copies of which shall be furnished to the buyer upon
727 execution. No dealer shall charge any fee to a customer for the
728 completion of such safety inspection or for any repairs required to
729 remedy defects discovered during such safety inspection pursuant to
730 this subsection, except that nothing herein shall (1) limit or otherwise
731 regulate the retail sales price charged by a dealer for a vehicle that has
732 been inspected or repaired prior to sale; or (2) negate or preempt any
733 provisions of chapter 743f. This subsection shall not apply to fees for
734 any inspection or any work performed under the terms of a lease buy
735 back. Any dealer that fails to conduct the safety inspection required in
736 this subsection shall be guilty of a class B misdemeanor.

737 (h) No dealer licensed under section 14-52, as amended by this act,
738 shall deliver or permit a retail purchaser to take possession or delivery
739 of any used motor vehicle until such purchaser has paid in full for the
740 vehicle or until financing offered by the dealer for such vehicle has
741 been approved by the lending institution or other entity through

742 which any financing agreement has been made. Any dealer that
743 violates this subsection shall be guilty of a class B misdemeanor.

744 Sec. 24. Subsection (b) of section 14-63 of the general statutes is
745 repealed and the following is substituted in lieu thereof (*Effective July*
746 *1, 2013*):

747 (b) The Commissioner of Motor Vehicles shall adopt regulations, in
748 accordance with the provisions of chapter 54, establishing (1) a
749 procedure whereby customers of dealers and repairers may file
750 complaints with the Department of Motor Vehicles concerning the
751 operations of and services provided by any such licensees, and (2) a
752 procedure specifying the circumstances under which a licensee may
753 stipulate to a complaint and waive such licensee's right to an
754 administrative hearing. Such regulations shall provide for the
755 commissioner to contact each licensee that is the subject of a complaint
756 in order to notify such licensee of the complaint and to relate to such
757 licensee the particular matters alleged by the complainant. [The
758 commissioner shall] If the commissioner determines that the facts as
759 alleged give rise to one or more violations of law related to the
760 licensee's business, the commissioner may attempt to mediate a
761 voluntary resolution of the complaint acceptable to the complainant
762 and the licensee. Such regulations shall also provide that, if an
763 acceptable resolution to the complaint is not achieved, the
764 commissioner shall complete the commissioner's investigation of the
765 facts and shall, if the commissioner has reason to believe that the
766 licensee has violated any provision of section 14-64, proceed to take
767 any action authorized under the provisions of section 14-64. If, after
768 such an investigation, the commissioner elects not to take action
769 against the licensee, the commissioner shall notify both the
770 complainant and the licensee in writing. Such notice shall include a
771 brief statement of the reasons why the commissioner has taken no
772 action. The commissioner shall also inform the complainant and the
773 licensee that an unresolved complaint exists and that, unless the
774 commissioner has determined that the allegations, even if true, fail to
775 state a violation of applicable statutory or regulatory standards, the

776 same shall be recorded in the records of the department pertaining to
777 such licensee until such time as the licensee submits to the
778 commissioner satisfactory evidence, signed by the complainant or the
779 complainant's attorney, that the claim has been resolved by agreement
780 with the complainant or submits to the department satisfactory
781 evidence of final adjudication in favor of such licensee. An agreement
782 between the licensee and the complainant shall not preclude the
783 commissioner from proceeding to take action if the commissioner has
784 reason to believe that the licensee has violated any provision of section
785 14-64. A decision by the commissioner not to take action against the
786 licensee shall be without prejudice to the claim of the customer; and
787 neither the fact that the department has determined not to proceed nor
788 the notice furnished to the parties, in accordance with this subsection,
789 shall be admissible in any civil action.

790 Sec. 25. Subsection (f) of section 14-65 of the general statutes is
791 repealed and the following is substituted in lieu thereof (*Effective July*
792 *1, 2013*):

793 (f) A violation of subsection (a) of this section shall be a class B
794 misdemeanor. Each person, firm or corporation that conducts an
795 auction sale in accordance with any of the provisions of this section
796 shall be subject to the provisions of sections 14-149 and 14-149a and to
797 the penalties provided for violations of said sections. Each such
798 person, firm or corporation that sells any motor vehicle with an
799 odometer reading that has been turned back or changed on the most
800 recent assignment of ownership prior to the auction sale shall be
801 subject to the penalties provided in section 14-106b. The commissioner
802 may, after notice and opportunity for a hearing, impose a civil penalty
803 of two thousand dollars on any licensee who violates subsection (b) of
804 this section or any regulation adopted pursuant to subsection (e) of
805 this section.

806 Sec. 26. Section 14-66 of the general statutes is repealed and the
807 following is substituted in lieu thereof (*Effective October 1, 2013*):

808 (a) (1) No person, firm or corporation shall engage in the business of
809 operating a wrecker for the purpose of towing or transporting motor
810 vehicles, including motor vehicles which are disabled, inoperative or
811 wrecked or are being removed in accordance with the provisions of
812 section 14-145, as amended by this act, 14-150, as amended by this act,
813 or 14-307, unless such person, firm or corporation is a motor vehicle
814 dealer or repairer licensed under the provisions of subpart (D) of this
815 part. (2) The commissioner shall establish and publish a schedule of
816 uniform rates and charges for the nonconsensual towing and
817 transporting of motor vehicles and for the storage of motor vehicles
818 which shall be just and reasonable. Upon petition of any person, firm
819 or corporation licensed in accordance with the provisions of this
820 section, but not more frequently than once every two years, the
821 commissioner shall reconsider the established rates and charges and
822 shall amend such rates and charges if the commissioner, after
823 consideration of the factors stated in this subdivision, determines that
824 such rates and charges are no longer just and reasonable. In
825 establishing and amending such rates and charges, the commissioner
826 may consider factors, including, but not limited to, the Consumer Price
827 Index, rates set by other jurisdictions, charges for towing and
828 transporting services provided pursuant to a contract with an
829 automobile club or automobile association licensed under the
830 provisions of section 14-67 and rates published in standard service
831 manuals. The commissioner shall hold a public hearing for the purpose
832 of obtaining additional information concerning such rates and charges.
833 (3) With respect to the nonconsensual towing or transporting and the
834 storage of motor vehicles, no such person, firm or corporation shall
835 charge more than the rates and charges published by the
836 commissioner. Any person aggrieved by any action of the
837 commissioner under the provisions of this section may take an appeal
838 therefrom in accordance with section 4-183, except venue for such
839 appeal shall be in the judicial district of New Britain.

840 (b) The commissioner, or an inspector authorized by the
841 commissioner, shall examine each wrecker, including its number,

842 equipment and identification, and shall determine the mechanical
843 condition of such wrecker and whether or not it is properly equipped
844 to do the work intended. A wrecker shall be deemed properly
845 equipped if there are two flashing yellow lights installed and mounted
846 on such wrecker that (1) show in all directions at all times, and (2)
847 indicate the full width of such wrecker. Such lights shall be mounted
848 not less than eight feet above the road surface and as close to the back
849 of the cab of such wrecker as practicable. Such lights shall be in
850 operation when such wrecker is towing a vehicle and when such
851 wrecker is at the scene of an accident or the location of a disabled
852 motor vehicle. In addition, each wrecker shall be equipped with a spot
853 light mounted so that its beam of light is directed toward the hoisting
854 equipment in the rear of such wrecker. The hoisting equipment of each
855 wrecker shall be of sufficient capacity to perform the service intended
856 and shall be securely mounted to the frame of such vehicle. A fire
857 extinguisher shall be carried at all times on each wrecker which shall
858 be in proper working condition, mounted in a permanent bracket on
859 each wrecker and have a minimum rating of eight bc. A set of three
860 flares in operating condition shall be carried at all times on each
861 wrecker and shall be used between the periods of one-half hour after
862 sunset and one-half hour before sunrise when the wrecker is parked on
863 a highway while making emergency repairs or preparing to pick up a
864 disabled vehicle to remove it from a highway or adjoining property.
865 No registrant or operator of any wrecker shall offer to give any
866 gratuities or inducements of any kind to any police officer or other
867 person in order to obtain towing business or recommendations for
868 towing or storage of, or estimating repairs to, disabled vehicles. No
869 licensee shall require the owner to sign a contract for the repair of such
870 owner's damaged vehicle as part of the towing consideration or to sign
871 an order for the repair of, or authorization for estimate until the tow
872 job has been completed. No licensee shall tow a vehicle in such a
873 negligent manner as to cause further damage to the vehicle being
874 towed.

875 (c) Each wrecker used for towing or transporting motor vehicles

876 shall be registered as a wrecker by the commissioner for a fee of one
877 hundred twenty-five dollars. Each such registration shall be renewed
878 biennially according to renewal schedules established by the
879 commissioner so as to effect staggered renewal of all such
880 registrations. If the adoption of a staggered system results in the
881 expiration of any registration more or less than two years from its
882 issuance, the commissioner may charge a prorated amount for such
883 registration fee.

884 (d) An owner of a wrecker may apply to the commissioner for a
885 general distinguishing number and number plate for the purpose of
886 displaying such number plate on a motor vehicle temporarily in the
887 custody of such owner and being towed or transported by such owner.
888 The commissioner shall issue such number and number plate to an
889 owner of a wrecker (1) who has complied with the requirements of this
890 section, and (2) whose wrecker is equipped in accordance with
891 subsection (b) of this section. The commissioner shall charge a fee to
892 cover the cost of issuance and renewal of such number plates.

893 (e) With respect to the nonconsensual towing or transporting of a
894 motor vehicle, no licensee may tow or transport a vehicle to the
895 premises of any person, firm or corporation engaged in the storage of
896 vehicles for compensation unless such person, firm or corporation
897 adheres to the storage charges published by the commissioner.

898 (f) The provisions of this section shall not apply to [: (1) Any] any
899 person, firm, [or] corporation [licensed as a motor vehicle dealer under
900 the provisions of subpart (D) of this part, towing] or association: (1)
901 Towing or transporting a motor vehicle, [for salvage purposes,]
902 provided such person, firm, [or] corporation or association is licensed
903 as a motor vehicle dealer pursuant to the provisions of subpart (D) of
904 this part and does not offer direct towing or [wrecker service]
905 transporting to the public or engage in nonconsensual towing or
906 transporting; (2) [any person, firm or corporation] operating as an
907 automobile club or automobile association licensed under section 14-
908 67; (3) [any person, firm or corporation] operating as a motor vehicle

909 recycler licensed under section 14-67l or any contractor of such
910 recycler, provided such recycler or its contractor does not offer towing
911 or transporting to the public or engage in nonconsensual towing or
912 transporting; (4) [any person, firm or corporation engaged] engaging
913 in the business of repossession of motor vehicles for lending
914 institutions, provided it does not offer direct towing or transporting
915 unless licensed as a motor vehicle dealer under the provisions of
916 subpart (D) of this part; [or] (5) [any person, firm or corporation]
917 towing motor vehicles owned or leased by such person, firm,
918 association or corporation; (6) towing or transporting motor vehicles
919 for hire, with the appropriate operating authority, as defined in 49 CFR
920 390.5, as amended from time to time, provided such person, firm,
921 corporation or association does not offer towing or transporting to the
922 public or engage in nonconsensual towing or transporting; or (7)
923 towing motor vehicles to or from an auction conducted by a dealer
924 licensed pursuant to the provisions of subpart (D) of this part,
925 provided such person, firm, corporation or association does not offer
926 direct towing or transporting to the public or engage in nonconsensual
927 towing or transporting.

928 (g) For the purposes of this section, "nonconsensual towing or
929 transporting" means the towing or transporting of a motor vehicle in
930 accordance with the provisions of section 14-145, as amended by this
931 act, or for which arrangements are made by order of a law enforcement
932 officer or traffic authority, as defined in section 14-297.

933 (h) Any person, firm, corporation or association that violates the
934 provisions of this section shall, for a first offense, be deemed to have
935 committed an infraction and for a second or subsequent offense, shall
936 be guilty of a class D misdemeanor.

937 Sec. 27. Section 14-69 of the general statutes is repealed and the
938 following is substituted in lieu thereof (*Effective July 1, 2013*):

939 (a) No person shall engage in the business of conducting a drivers'
940 school without being licensed by the Commissioner of Motor Vehicles.

941 An application for a license shall be in writing and shall contain such
942 information as the commissioner requires. Each applicant for a license
943 shall be fingerprinted before such application is approved. The
944 commissioner shall subject each applicant for a license to state and
945 national criminal history records checks conducted in accordance with
946 section 29-17a, and a check of the state child abuse and neglect registry
947 established pursuant to section 17a-101k. If any such applicant has a
948 criminal record or is listed on the state child abuse and neglect registry,
949 the commissioner shall make a determination of whether to issue a
950 license to conduct a drivers' school in accordance with the standards
951 and procedures set forth in section 14-44 and the regulations adopted
952 pursuant to said section. If the application is approved, the applicant
953 shall be granted a license upon the payment of a fee of seven hundred
954 dollars and a deposit with the commissioner of cash or a bond of a
955 surety company authorized to do business in this state, conditioned on
956 the faithful performance by the applicant of any contract to furnish
957 instruction, in either case in such amount as the commissioner may
958 require, such cash or bond to be held by the commissioner to satisfy
959 any execution issued against such school in a cause arising out of
960 failure of such school to perform such contract. For each additional
961 place of business of such school, the commissioner shall charge a fee of
962 one hundred seventy-six dollars, except if the licensee opens an
963 additional place of business with one year or less remaining on the
964 term of its license, the commissioner shall charge a fee of eighty-eight
965 dollars for each such additional place of business for the year or any
966 part thereof remaining on the term of such license. No license shall be
967 required in the case of any board of education, or any public, private
968 or parochial school, which conducts a course in driver education
969 established in accordance with sections 14-36e and 14-36f. A license so
970 issued shall be valid for two years. The commissioner shall issue a
971 license certificate or certificates to each licensee, one of which shall be
972 displayed in each place of business of the licensee. In case of the loss,
973 mutilation or destruction of a certificate, the commissioner shall issue a
974 duplicate upon proof of the facts and the payment of a fee of twenty
975 dollars.

976 (b) The biennial fee for the renewal of a license shall be seven
977 hundred dollars and the biennial renewal fee for each additional place
978 of business shall be one hundred seventy-six dollars, except if the
979 licensee opens an additional place of business with one year or less
980 remaining on the term of its license, the commissioner shall charge a
981 fee of eighty-eight dollars for each such additional place of business for
982 the year or any part thereof remaining on the term of such license. If
983 the commissioner has not received a complete renewal application and
984 all applicable renewal fees on or before the expiration date of an
985 applicant's license, the commissioner shall charge such applicant, in
986 addition to such renewal fees, a late fee of seven hundred dollars.

987 (c) Any person who engages in the business of conducting a drivers'
988 school without being licensed in accordance with this section shall be
989 guilty of a class B misdemeanor.

990 Sec. 28. Subsection (d) of section 14-73 of the general statutes is
991 repealed and the following is substituted in lieu thereof (*Effective July*
992 *1, 2013*):

993 (d) The commissioner shall conduct such written, oral and practical
994 examinations as he deems necessary to determine whether an
995 applicant has sufficient skill in the operation of motor vehicles to
996 ensure their safe operation, a satisfactory knowledge of the motor
997 vehicle laws and the ability to impart such skill and knowledge to
998 others. If the applicant successfully completes the examinations and
999 meets all other requirements of this section, the commissioner shall
1000 issue an instructor's license to such applicant. The license shall be valid
1001 for use only in connection with [the business of the] a drivers' school or
1002 schools [listed on the license] licensed pursuant to section 14-69, as
1003 amended by this act. If the applicant fails the examination, such
1004 applicant may apply for reexamination after [one month] five days.
1005 The license and the license renewal shall be valid for two years.

1006 Sec. 29. Subsection (b) of section 14-145 of the general statutes is
1007 repealed and the following is substituted in lieu thereof (*Effective July*

1008 1, 2013):

1009 (b) When such motor vehicle is towed or otherwise removed by a
1010 wrecker licensed under section 14-66, as amended by this act, the
1011 licensee or operator of the wrecker shall notify the local police
1012 department of the tow or removal within two hours. Such notification
1013 shall be submitted in writing or transmitted by facsimile or electronic
1014 mail and the record of such notification shall be retained by such
1015 licensee in accordance with the provisions of section 14-66b. No such
1016 licensee or operator may charge a storage fee for such motor vehicle
1017 for the time it is stored prior to such notification. If the motor vehicle is
1018 not claimed by its owner within the time periods specified in
1019 subsection (e) of section 14-150, as amended by this act, the licensee or
1020 operator of the wrecker or of the garage where such motor vehicle is
1021 stored may dispose of it in accordance with the provisions of
1022 subsection (e) of section 14-150, as amended by this act.

1023 Sec. 30. Section 14-163c of the general statutes is repealed and the
1024 following is substituted in lieu thereof (*Effective July 1, 2013*):

1025 (a) The Commissioner of Motor Vehicles may adopt regulations, in
1026 accordance with the provisions of chapter 54, which incorporate by
1027 reference the standards set forth in 49 CFR Parts 382 to 397, inclusive,
1028 as amended. Such regulations, adopted by reference to the provisions
1029 of 49 CFR Parts 382 to 397, inclusive, as amended, may be made
1030 applicable to any motor vehicle or motor carrier, as defined in 49 CFR
1031 Part 390, which (1) is in intrastate commerce and has a gross vehicle
1032 weight rating or gross combination weight rating or gross vehicle
1033 weight or gross combination weight of eighteen thousand one or more
1034 pounds; or (2) is in interstate commerce and has a gross vehicle weight
1035 rating or gross combination weight rating or gross vehicle weight or
1036 gross combination weight of ten thousand one or more pounds; or (3)
1037 (A) is designed or used to transport more than eight passengers,
1038 including the driver, for compensation, [except a student
1039 transportation vehicle, as defined in section 14-212,] or (B) is designed
1040 or used to transport more than fifteen passengers, including the driver,

1041 and is not used to transport passengers for compensation; or (4) is used
1042 in the transportation of hazardous materials in a quantity requiring
1043 placarding under the Hazardous Materials Transportation Act, 49 USC
1044 App. 1801 to 1813, inclusive, unless exempted under the provisions of
1045 the code or the provisions of subsection (b) of this section.

1046 (b) The provisions relative to maximum hours of service for drivers
1047 as set forth in 49 CFR Part 395, and as adopted by reference in
1048 regulations adopted pursuant to subsection (a) of this section, shall not
1049 apply to any driver of a utility service vehicle, as defined in 49 CFR
1050 Section 395.2, as amended.

1051 (c) The Commissioner of Motor Vehicles may grant variations or
1052 exemptions from, or approve equivalent or alternate compliance with,
1053 particular provisions of 49 CFR Parts 382 to 397, inclusive, as amended,
1054 when strict compliance with such provisions would entail practical
1055 difficulty or unnecessary hardship or would be otherwise adjudged
1056 unwarranted, provided any such variation, exemption, approved
1057 equivalent or alternate compliance shall, in the opinion of the
1058 commissioner, secure the public safety.

1059 (d) Any state or municipal police officer or motor vehicle inspector
1060 may (1) inspect any motor vehicle specified in subsection (a) of this
1061 section in operation and examine its operator to determine compliance
1062 with the provisions of 49 CFR Parts 100 to 199, inclusive, as amended,
1063 and 49 CFR Parts 382 to 397, inclusive, as amended, (2) enter upon the
1064 premises of any motor carrier, as defined in 49 CFR Section 390.5, as
1065 amended, for the purpose of inspecting and copying records
1066 maintained by such motor carrier, (3) conduct a safety rating
1067 procedure, safety audit or compliance review, in accordance with the
1068 provisions of 49 CFR Part 385, as amended, for any motor carrier that
1069 owns or operates any motor vehicle identified in subsection (a) of this
1070 section and, subject to notice and opportunity for hearing in
1071 accordance with the provisions of chapter 54, order any motor carrier
1072 with an unsatisfactory safety rating to cease operations until such time
1073 as it achieves a satisfactory rating, (4) declare a motor vehicle or its

1074 operator out of service, [as provided in 49 CFR Section 395.13 and
1075 Section 396.9, as amended,] or (5) issue an infractions complaint under
1076 the provisions of this section, provided such officer or inspector meets
1077 the standards established by the commissioner, in consultation with
1078 the Commissioner of Emergency Services and Public Protection, in
1079 regulations adopted in accordance with the provisions of chapter 54.

1080 (e) (1) Any person who violates the provisions of this section or any
1081 regulations adopted under this section shall, for a first violation, have
1082 committed an infraction. (2) The commissioner may impose a civil
1083 penalty on any person for a second or subsequent violation of the
1084 provisions of this section or any regulations adopted under this section
1085 if the acts or conduct on which the conviction is based arise out of the
1086 operation of a motor vehicle in intrastate commerce and would, if such
1087 acts or conduct had occurred with respect to operation of a motor
1088 vehicle in interstate commerce, have subjected such person to a civil
1089 penalty under the provisions of 49 CFR Parts 382 to 397, inclusive, as
1090 amended. The commissioner may adopt regulations, in accordance
1091 with the provisions of chapter 54, to specify the amount of such civil
1092 penalty provided such amount shall be not less than one thousand
1093 dollars nor more than ten thousand dollars. Any person notified of the
1094 assessment of a civil penalty under the provisions of this subsection
1095 shall be entitled to an opportunity for an administrative hearing in
1096 accordance with the provisions of chapter 54. If any person fails to
1097 comply with the terms of a final decision and order of the
1098 commissioner made pursuant to this subsection, the commissioner
1099 may suspend any motor vehicle registration issued to such person or
1100 such person's privilege to register any motor vehicle in this state, or
1101 prohibit the operation of any motor vehicle owned or operated by such
1102 person, until such person complies with the terms of such final
1103 decision and order. As used in this section, "person" includes any
1104 motor carrier, as defined in 49 CFR Section 390.5, as amended.

1105 Sec. 31. Section 14-188 of the general statutes is amended by adding
1106 subsection (e) as follows (*Effective July 1, 2013*):

1107 (NEW) (e) Any security interest in a vehicle that was originally
1108 perfected by a financial institution or other institution that (1) is no
1109 longer in existence, and (2) did not execute a release of such security
1110 interest, in accordance with subsections (a) to (c), inclusive, of this
1111 section, shall be deemed to be dissolved not earlier than ten years after
1112 such security interest was perfected if the debtor's records cannot be
1113 located by any successor institution to such financial or other
1114 institution.

1115 Sec. 32. Subsection (h) of section 14-267a of the general statutes is
1116 repealed and the following is substituted in lieu thereof (*Effective July*
1117 *1, 2013*):

1118 (h) Whenever signs are displayed on a public highway, indicating
1119 that a scale is in operation and directing the driver of a [commercial
1120 vehicle] motor vehicle described in subsection (a) of section 14-163c, as
1121 amended by this act, to stop at the weighing area, the driver shall stop
1122 and, in accordance with the directions of any state police officer,
1123 [Department of Emergency Services and Public Protection employee
1124 designated by the Commissioner of Emergency Services and Public
1125 Protection,] local police officer, Department of Motor Vehicles
1126 inspector, or Department of [Transportation] Motor Vehicles employee
1127 designated by the Commissioner of [Transportation] Motor Vehicles,
1128 allow the vehicle to be weighed or inspected.

1129 Sec. 33. Section 14-267c of the general statutes is repealed and the
1130 following is substituted in lieu thereof (*Effective July 1, 2013*):

1131 The owner of a commercial motor vehicle that is equipped with an
1132 auxiliary power or idle reduction technology unit shall, subject to the
1133 conditions described in this section, be granted a weight tolerance
1134 exemption from the gross, total axle, total tandem or bridge formula
1135 weight limits established by section 14-267a, as amended by this act.
1136 Such weight tolerance exemption shall authorize the operation of such
1137 commercial motor vehicle with additional weight equal to the actual
1138 weight of the auxiliary power or idle reduction technology unit, but

1139 not exceeding [four] five hundred fifty pounds. Such exemption may
1140 be granted by any official or law enforcement officer authorized to
1141 enforce the provisions of said section 14-267a, as amended by this act.
1142 To qualify for a weight tolerance exemption, an owner may be
1143 required to produce a written certification of the weight of such unit,
1144 and to show, by means of a written certification or physical
1145 demonstration, that the unit is fully functional at all times. As used in
1146 this section, "auxiliary power or idle reduction technology unit" means
1147 an integrated system, other than the vehicle's engine, that provides
1148 heat, air conditioning, engine warming, electric components or power
1149 to do the work for which the vehicle is designed.

1150 Sec. 34. Subsection (e) of section 14-286 of the general statutes is
1151 repealed and the following is substituted in lieu thereof (*Effective July*
1152 *1, 2013*):

1153 (e) As used in this section: (1) "Sidewalk" means any sidewalk laid
1154 out as such by any town, city or borough, and any walk which is
1155 reserved by custom for the use of pedestrians, or which has been
1156 specially prepared for their use. "Sidewalk" does not include
1157 crosswalks and does not include footpaths on portions of public
1158 highways outside thickly settled parts of towns, cities and boroughs,
1159 which are worn only by travel and are not improved by such towns,
1160 cities or boroughs or by abutters; (2) "bicycle" includes all vehicles
1161 propelled by the person riding the same by foot or hand power; and
1162 (3) "motor-driven cycle" means any motorcycle, motor scooter or
1163 bicycle with an attached motor with a seat height of not less than
1164 twenty-six inches and a motor [that produces five brake horsepower or
1165 less] having a capacity of less than fifty cubic centimeters piston
1166 displacement.

1167 Sec. 35. Subsection (c) of section 14-286b of the general statutes is
1168 repealed and the following is substituted in lieu thereof (*Effective July*
1169 *1, 2013*):

1170 (c) No person riding upon any bicycle, motor-driven cycle, roller

1171 skates, skis, sled, skateboard, coaster, [or] toy vehicle or any other
1172 vehicle not designed or intended to be towed shall attach the same or
1173 [himself] such person to any vehicle moving or about to move on a
1174 public roadway nor shall the operator of such vehicle knowingly
1175 permit any person riding a bicycle, motor-driven cycle, roller skates,
1176 skis, skateboard, coaster, sled, [or] toy vehicle or any other vehicle not
1177 designed or intended to be towed to attach the same or [himself] such
1178 person to such vehicle so operated or about to be operated, provided
1179 any person operating a bicycle solely by foot or hand power may
1180 attach a bicycle trailer or semitrailer thereto, provided such trailer or
1181 semitrailer is designed for such attachment.

1182 Sec. 36. Section 14-289d of the general statutes is repealed and the
1183 following is substituted in lieu thereof (*Effective July 1, 2013*):

1184 (a) The Commissioner of Motor Vehicles shall issue regulations, in
1185 accordance with nationally accepted standards, concerning
1186 specifications for vision-protecting devices, including but not limited
1187 to goggles, glasses, face shields, windshields and wind screens for use
1188 by operators of motorcycles and motor-driven cycles.

1189 (b) Failure to wear either goggles, glasses or a face shield of a type
1190 which conforms to the minimum specifications as called for by such
1191 regulations shall be an infraction. The provisions of this subsection
1192 shall not apply to operators of motorcycles and motor-driven cycles
1193 equipped with a wind screen or windshield which conforms to the
1194 minimum specifications called for by such regulations.

1195 Sec. 37. Section 14-296aa of the general statutes is repealed and the
1196 following is substituted in lieu thereof (*Effective October 1, 2013*):

1197 (a) For purposes of this section, the following terms have the
1198 following meanings:

1199 (1) "Mobile telephone" means a cellular, analog, wireless or digital
1200 telephone capable of sending or receiving telephone communications
1201 without an access line for service.

1202 (2) "Using" or "use" means holding a hand-held mobile telephone to,
1203 or in the immediate proximity of, the user's ear.

1204 (3) "Hand-held mobile telephone" means a mobile telephone with
1205 which a user engages in a call using at least one hand.

1206 (4) "Hands-free accessory" means an attachment, add-on, built-in
1207 feature, or addition to a mobile telephone, whether or not permanently
1208 installed in a motor vehicle, that, when used, allows the vehicle
1209 operator to maintain both hands on the steering wheel.

1210 (5) "Hands-free mobile telephone" means a hand-held mobile
1211 telephone that has an internal feature or function, or that is equipped
1212 with an attachment or addition, whether or not permanently part of
1213 such hand-held mobile telephone, by which a user engages in a call
1214 without the use of either hand, whether or not the use of either hand is
1215 necessary to activate, deactivate or initiate a function of such
1216 telephone.

1217 (6) "Engage in a call" means talking into or listening on a hand-held
1218 mobile telephone, but does not include holding a hand-held mobile
1219 telephone to activate, deactivate or initiate a function of such
1220 telephone.

1221 (7) "Immediate proximity" means the distance that permits the
1222 operator of a hand-held mobile telephone to hear telecommunications
1223 transmitted over such hand-held mobile telephone, but does not
1224 require physical contact with such operator's ear.

1225 (8) "Mobile electronic device" means any hand-held or other
1226 portable electronic equipment capable of providing data
1227 communication between two or more persons, including a text
1228 messaging device, a paging device, a personal digital assistant, a
1229 laptop computer, equipment that is capable of playing a video game or
1230 a digital video disk, or equipment on which digital photographs are
1231 taken or transmitted, or any combination thereof, but does not include
1232 any audio equipment or any equipment installed in a motor vehicle for

1233 the purpose of providing navigation, emergency assistance to the
1234 operator of such motor vehicle or video entertainment to the
1235 passengers in the rear seats of such motor vehicle.

1236 (b) (1) Except as otherwise provided in this subsection and
1237 subsections (c) and (d) of this section, no person shall operate a motor
1238 vehicle upon a highway, as defined in section 14-1, as amended by this
1239 act, while using a hand-held mobile telephone to engage in a call or
1240 while using a mobile electronic device while such vehicle is in motion.
1241 An operator of a motor vehicle who types, sends or reads a text
1242 message with a hand-held mobile telephone or mobile electronic
1243 device while such vehicle is in motion shall be in violation of this
1244 section, except that if such operator is driving a commercial motor
1245 vehicle, as defined in section 14-1, as amended by this act, such
1246 operator shall be charged with a violation of subsection (e) of this
1247 section.

1248 (2) An operator of a motor vehicle who holds a hand-held mobile
1249 telephone to, or in the immediate proximity of, his or her ear while
1250 such vehicle is in motion is presumed to be engaging in a call within
1251 the meaning of this section. The presumption established by this
1252 subdivision is rebuttable by evidence tending to show that the
1253 operator was not engaged in a call.

1254 (3) The provisions of this subsection shall not be construed as
1255 authorizing the seizure or forfeiture of a hand-held mobile telephone
1256 or a mobile electronic device, unless otherwise provided by law.

1257 (4) Subdivision (1) of this subsection shall not apply to: (A) The use
1258 of a hand-held mobile telephone for the sole purpose of
1259 communicating with any of the following regarding an emergency
1260 situation: An emergency response operator; a hospital, physician's
1261 office or health clinic; an ambulance company; a fire department; or a
1262 police department, or (B) any of the following persons while in the
1263 performance of their official duties and within the scope of their
1264 employment: A peace officer, as defined in subdivision (9) of section

1265 53a-3, a firefighter or an operator of an ambulance or authorized
1266 emergency vehicle, as defined in section 14-1, as amended by this act,
1267 or a member of the armed forces of the United States, as defined in
1268 section 27-103, while operating a military vehicle, or (C) the use of a
1269 hand-held radio by a person with an amateur radio station license
1270 issued by the Federal Communications Commission, or (D) the use of a
1271 hands-free mobile telephone.

1272 (c) No person shall use a hand-held mobile telephone or other
1273 electronic device, including those with hands-free accessories, or a
1274 mobile electronic device while operating a moving school bus that is
1275 carrying passengers, except that this subsection shall not apply to (1) a
1276 school bus driver who places an emergency call to school officials, or
1277 (2) the use of a hand-held mobile telephone as provided in
1278 subparagraph (A) of subdivision (4) of subsection (b) of this section.

1279 (d) No person under eighteen years of age shall use any hand-held
1280 mobile telephone, including one with a hands-free accessory, or a
1281 mobile electronic device while operating a moving motor vehicle on a
1282 public highway, except as provided in subparagraph (A) of
1283 subdivision (4) of subsection (b) of this section.

1284 (e) No person shall use a hand-held mobile telephone or other
1285 electronic device or type, read or send text or a text message with or
1286 from a mobile telephone or mobile electronic device while operating a
1287 commercial motor vehicle, as defined in section 14-1, as amended by
1288 this act, except for the purpose of communicating with any of the
1289 following regarding an emergency situation: An emergency response
1290 operator; a hospital; physician's office or health clinic; an ambulance
1291 company; a fire department or a police department.

1292 (f) Except as provided in subsections (b) to (e), inclusive, of this
1293 section, no person shall engage in any activity not related to the actual
1294 operation of a motor vehicle in a manner that interferes with the safe
1295 operation of such vehicle on any highway, as defined in section 14-1,
1296 as amended by this act.

1297 (g) Any law enforcement officer who issues a summons for a
1298 violation of this section shall record on such summons the specific
1299 nature of any distracted driving behavior observed by such officer.

1300 (h) Any person who violates this section shall be fined one hundred
1301 twenty-five dollars for a first violation, two hundred fifty dollars for a
1302 second violation and four hundred dollars for a third or subsequent
1303 violation.

1304 (i) An operator of a motor vehicle who commits a moving violation,
1305 as defined in subsection (a) of section 14-111g, while engaged in any
1306 activity prohibited by this section shall be fined in accordance with
1307 subsection (h) of this section, in addition to any penalty or fine
1308 imposed for the moving violation.

1309 (j) The state shall remit to a municipality twenty-five per cent of the
1310 fine amount received for a violation of this section with respect to each
1311 summons issued by such municipality. Each clerk of the Superior
1312 Court or the Chief Court Administrator, or any other official of the
1313 Superior Court designated by the Chief Court Administrator, shall, on
1314 or before the thirtieth day of January, April, July and October in each
1315 year, certify to the Comptroller the amount due for the previous
1316 quarter under this subsection to each municipality served by the office
1317 of the clerk or official.

1318 Sec. 38. Section 14-381 of the general statutes is repealed and the
1319 following is substituted in lieu thereof (*Effective October 1, 2013*):

1320 Any owner required to register a snowmobile or all-terrain vehicle
1321 shall apply to the commissioner and shall file evidence of ownership
1322 by affidavit or document. Upon receipt of an application in proper
1323 form and the registration fee, the commissioner shall assign an
1324 identification number and provide the owner with a certificate of
1325 registration and registration plate. The registration plate, which shall
1326 be affixed by the owner, shall be displayed on the snowmobile or all-
1327 terrain vehicle at a place and in a manner prescribed by the
1328 commissioner. In addition to such registration plate, each snowmobile

1329 and all-terrain vehicle so registered shall display its registration
1330 number on each side of its front section, midway between the top and
1331 bottom of said front section, in letters or numbers at least three inches
1332 in height and made of a reflective material. The certificate of
1333 registration shall be carried on such snowmobile or all-terrain vehicle
1334 and shall be available for inspection whenever such snowmobile or all-
1335 terrain vehicle is being operated. The owner shall pay a fee of twenty
1336 dollars for each snowmobile or all-terrain vehicle so registered. Each
1337 such certificate of registration shall expire [biennially on the last day of
1338 March] two years after the date such certificate of registration was
1339 issued.

1340 Sec. 39. Subsection (b) of section 38a-364 of the general statutes is
1341 repealed and the following is substituted in lieu thereof (*Effective*
1342 *October 1, 2013*):

1343 (b) Each insurance company that issues private passenger motor
1344 vehicle liability insurance providing the security required by sections
1345 38a-19 and 38a-363 to 38a-388, inclusive, shall issue annually to each
1346 such insured an automobile insurance identification card, in duplicate,
1347 for each insured vehicle, one of which shall be presented to the
1348 commissioner as provided in section 14-12b, as amended by this act,
1349 and the other carried in the vehicle as provided in section 14-13. Except
1350 as provided in subsection (c) of this section, such card shall be effective
1351 for a period of one year and shall include the name of the insured and
1352 insurer, the policy number, the effective date of coverage, the year,
1353 make or model and vehicle identification number of the insured
1354 vehicle, the company code number assigned to the insurer by the
1355 National Association of Insurance Commissioners and an appropriate
1356 space wherein the insured may set forth the year, make or model and
1357 vehicle identification number of any private passenger motor vehicle
1358 that becomes covered as a result of a change in the covered vehicle
1359 during the effective period of the identification card. When an insured
1360 has five or more private passenger motor vehicles registered in this
1361 state, the insurer may use the designation "all owned vehicles" on each
1362 card in lieu of a specific vehicle description. Each insurance company

1363 that delivers, issues for delivery or renews such private passenger
1364 motor vehicle liability insurance in this state shall include on such
1365 card, the following notice, printed in capital letters and boldface type:

1366 NOTICE:

1367 YOU HAVE THE RIGHT TO CHOOSE THE LICENSED REPAIR
1368 SHOP WHERE THE DAMAGE TO YOUR MOTOR VEHICLE WILL
1369 BE REPAIRED.

1370 Sec. 40. Subsection (c) of section 38a-364 of the general statutes is
1371 repealed and the following is substituted in lieu thereof (*Effective*
1372 *October 1, 2013*):

1373 (c) Whenever a binder for such insurance is issued by an agent, the
1374 agent shall also issue a temporary identification card, in duplicate, for
1375 each covered vehicle effective for a period of sixty days from the date
1376 on which the binder becomes effective. Such temporary cards shall
1377 include the name of the insured and insurer, the company code
1378 number assigned to the insurer by the National Association of
1379 Insurance Commissioners, the printed name and signature of the agent
1380 or authorized representative, the effective date of the binder, the policy
1381 number or, if such number is not available, the agent's code number
1382 and the year, make or model and vehicle identification number of the
1383 insured vehicle.

1384 Sec. 41. Subsection (a) of section 38a-683 of the general statutes is
1385 repealed and the following is substituted in lieu thereof (*Effective July*
1386 *1, 2013*):

1387 (a) The premium charges for a private passenger nonfleet
1388 automobile under an automobile liability or physical damage
1389 insurance policy for any principal operator who has attained the age of
1390 sixty years and has submitted proof of successful completion of [a
1391 four-hour] an accident prevention course of not less than four hours
1392 approved by the Commissioner of Motor Vehicles shall be
1393 appropriately modified to reflect such operator's reduced exposure to

1394 loss. Such course shall be completed within one year prior to the initial
1395 application of the discount or, for subsequent applications of the
1396 discount, within one year of the expiration of the current discount
1397 period. If proof of successful completion of such course is submitted
1398 during the term of a policy, any premium modification shall become
1399 effective upon the next renewal. A minimum discount of five per cent
1400 shall be applicable to premium charges for such automobile for
1401 policies effective on and after July 1, 1983. The discount shall apply to
1402 the premium charges for the automobile for at least twenty-four
1403 months. This section shall not apply to any group automobile
1404 insurance policy issued pursuant to section 38a-803 under which
1405 premiums are broadly averaged for the group rather than determined
1406 individually.

1407 Sec. 42. Subsection (c) of section 54-33a of the general statutes is
1408 repealed and the following is substituted in lieu thereof (*Effective July*
1409 *1, 2013*):

1410 (c) A warrant may issue only on affidavit sworn to by the
1411 complainant or complainants before the judge or judge trial referee
1412 and establishing the grounds for issuing the warrant, which affidavit
1413 shall be part of the arrest file. If the judge or judge trial referee is
1414 satisfied that grounds for the application exist or that there is probable
1415 cause to believe that they exist, the judge or judge trial referee shall
1416 issue a warrant identifying the property and naming or describing the
1417 person, place or thing to be searched. The warrant shall be directed to
1418 any police officer of a regularly organized police department or any
1419 state police officer, to an inspector in the Division of Criminal Justice,
1420 [or] to a conservation officer, special conservation officer or patrolman
1421 acting pursuant to section 26-6 or to a sworn motor vehicle inspector
1422 acting under the authority of section 14-8. The warrant shall state the
1423 date and time of its issuance and the grounds or probable cause for its
1424 issuance and shall command the officer to search within a reasonable
1425 time the person, place or thing named, for the property specified. The
1426 inadvertent failure of the issuing judge or judge trial referee to state on
1427 the warrant the time of its issuance shall not in and of itself invalidate

1428 the warrant.

1429 Sec. 43. Subsection (c) of section 54-56e of the general statutes is
1430 repealed and the following is substituted in lieu thereof (*Effective*
1431 *January 1, 2014*):

1432 (c) This section shall not be applicable: (1) To any person charged
1433 with a class A felony, a class B felony, except a violation of section 53a-
1434 122 that does not involve the use, attempted use or threatened use of
1435 physical force against another person, or a violation of section 14-227a,
1436 as amended by this act, subdivision (2) of subsection (a) of section
1437 53-21, section 53a-56b, 53a-60d, 53a-70, 53a-70a, 53a-70b, 53a-71, 53a-
1438 72a, 53a-72b, 53a-90a, 53a-196e or 53a-196f, (2) to any person charged
1439 with a crime or motor vehicle violation who, as a result of the
1440 commission of such crime or motor vehicle violation, causes the death
1441 of another person, (3) to any person accused of a family violence crime
1442 as defined in section 46b-38a who (A) is eligible for the pretrial family
1443 violence education program established under section 46b-38c, or (B)
1444 has previously had the pretrial family violence education program
1445 invoked in such person's behalf, (4) to any person charged with a
1446 violation of section 21a-267 or 21a-279 who (A) is eligible for the
1447 pretrial drug education program established under section 54-56i, or
1448 (B) has previously had the pretrial drug education program invoked in
1449 such person's behalf, (5) unless good cause is shown, to any person
1450 charged with a class C felony, [or] (6) to any person charged with a
1451 violation of section 9-359 or 9-359a, or (7) to any person charged with a
1452 motor vehicle violation (A) while operating a commercial motor
1453 vehicle, as defined in section 14-1, as amended by this act, or (B) who
1454 holds a commercial driver's license or commercial driver's instruction
1455 permit at the time of the violation.

1456 Sec. 44. Subsection (h) of section 54-56g of the general statutes is
1457 repealed and the following is substituted in lieu thereof (*Effective*
1458 *January 1, 2014*):

1459 (h) The provisions of this section shall not be applicable in the case

1460 of any person charged with a violation of section 14-227a, as amended
1461 by this act, (1) while operating a commercial motor vehicle, as defined
1462 in section 14-1, as amended by this act, or (2) who holds a commercial
1463 driver's license or commercial driver's instruction permit at the time of
1464 the violation.

1465 Sec. 45. Section 14-65f of the general statutes is repealed and the
1466 following is substituted in lieu thereof (*Effective October 1, 2013*):

1467 (a) (1) Prior to performing any repair work on a motor vehicle, a
1468 motor vehicle repair shop shall obtain a written authorization to
1469 perform the work, on an invoice signed by the customer, that includes
1470 an estimate in writing of the maximum cost to the customer of the
1471 parts and labor necessary for the specific job authorized. A repair shop
1472 shall not charge for work done or parts supplied without a written
1473 authorization or in excess of the estimate unless the customer gives
1474 consent orally or in writing.

1475 (2) In addition to, or as part of, the written authorization set forth in
1476 subdivision (1) of this subsection, a motor vehicle repair shop shall
1477 obtain a written acknowledgment that the customer is aware of his or
1478 her right to choose the licensed repair shop where the motor vehicle
1479 will be repaired. Such acknowledgment shall read as follows: "I am
1480 aware of my right to choose the licensed repair shop where the
1481 damage to the motor vehicle will be repaired." A repair shop shall not
1482 repair a motor vehicle without such acknowledgment, which may be
1483 transmitted by facsimile or by electronic mail.

1484 (b) If the repair shop is unable to estimate the cost of repair because
1485 the specific repairs to be performed are not known at the time the
1486 vehicle is delivered to the repair shop, the written authorization
1487 required by this section need not include an estimate of the maximum
1488 cost of parts and labor. In such a case, prior to commencing any
1489 repairs, the repair shop shall notify the customer of the work to be
1490 performed and the estimated maximum cost to the customer of the
1491 necessary parts and labor, obtain the customer's written or oral

1492 authorization and record such information on the invoice.

1493 (c) If, during the course of performing repair work, the repair shop
1494 discovers that repairs other than those authorized are needed or that
1495 the cost of authorized repairs will exceed the estimate, the repair shop
1496 shall not proceed with the repairs without first obtaining the
1497 customer's additional written or oral consent and recording such
1498 information on the invoice.

1499 (d) No repair shop shall have a claim against a motor vehicle for
1500 repairs, other than for repairs actually performed and authorized, in an
1501 amount greater than that authorized by the customer under the
1502 provisions of sections 14-65e to 14-65j, inclusive, as amended by this
1503 act.

1504 (e) If a motor vehicle is delivered to a repair shop at a time when the
1505 shop is not open for business, the authorization to repair the vehicle
1506 and the estimate of the cost of parts and labor may be given orally but
1507 shall be recorded on the invoice.

1508 (f) Unless requested by a customer, the requirement for a repair
1509 shop to furnish an advance written estimate shall not apply to repair
1510 work for which the total cost for parts and labor is less than fifty
1511 dollars.

1512 (g) Violation of any provision of this section shall be an infraction.

1513 Sec. 46. Section 14-65g of the general statutes is repealed and the
1514 following is substituted in lieu thereof (*Effective October 1, 2013*):

1515 (a) A customer may waive his right to the estimate of the costs of
1516 parts and labor required by section 14-65f, as amended by this act, only
1517 in writing in accordance with this section. Such a waiver shall include
1518 an authorization to perform reasonable and necessary repairs to
1519 remedy the problems complained of, at a cost not to exceed a fixed
1520 dollar amount. The waiver shall be signed by the customer and the
1521 customer shall be given a fully completed copy of the waiver at the

1522 time it is signed. No repair shop shall use waivers to evade its duties
1523 under sections 14-65e to 14-65j, inclusive, as amended by this act, and
1524 section 14-65l.

1525 (b) Every waiver shall be substantially in the following form:

1526 WAIVER OF ADVANCE ESTIMATE

1527 I voluntarily request that repairs be performed on my vehicle
1528 without an advance estimate of their cost. By signing this form, I
1529 authorize reasonable and necessary costs to remedy the problems
1530 complained of up to a maximum of \$..... The repair shop may not
1531 exceed this amount without my written or oral consent.

1532 Identification of Vehicle

1533 Date

1534 Time

1535

1536 Customer's Signature

1537 (c) The Commissioner of Motor Vehicles shall determine the size,
1538 type face and arrangement of the waiver form, consistent with
1539 subsection (b) of this section.

1540 (d) Each repair shop shall maintain a written record of oral consents
1541 and authorizations, which may be recorded on the invoice.

1542 (e) Prior to performing any repairs on a customer's vehicle, a repair
1543 shop shall record on the invoice in writing the following information:
1544 (1) The name and address of the customer and the telephone number
1545 at which the customer may be reached during normal working hours;
1546 (2) the date and approximate time the customer's vehicle was delivered
1547 to the repair shop; (3) the year, make and registration number of the
1548 customer's vehicle; (4) the odometer reading on the customer's vehicle;
1549 and (5) the specific repairs requested by the customer. If the customer

1550 has not requested specific repairs, the shop shall record a brief
1551 description of the nature of the problem that requires repair.

1552 (f) Any repair shop that charges for an estimate or diagnosis shall
1553 inform the customer of the amount of such charge before making the
1554 estimate or diagnosis and shall obtain the customer's consent, which
1555 consent shall be written if requested by the customer or if such charge
1556 is fifty dollars or more.

1557 (g) Violation of any provision of this section shall be an infraction.

1558 Sec. 47. Section 14-65h of the general statutes is repealed and the
1559 following is substituted in lieu thereof (*Effective October 1, 2013*):

1560 (a) All work done by a motor vehicle repair shop, including sublet
1561 repair work or repair work under warranty, shall be recorded on an
1562 invoice which shall specify the name and address of the repair shop,
1563 describe all service work done and parts supplied and state the cost of
1564 such service work and parts supplied, separately itemized. If any used
1565 parts are supplied, the invoice shall clearly state that fact. If any
1566 component system installed is composed of new and used parts, such
1567 invoice shall clearly state that fact. One copy of the invoice shall be
1568 given to the customer and one copy shall be retained by the motor
1569 vehicle repair shop. Any warranty made by a repair shop with respect
1570 to any repair work performed shall be stated in writing. If such written
1571 warranty does not include the cost of both parts and labor, it shall
1572 specifically state which is excluded from the scope of such warranty.

1573 (b) The motor vehicle repair shop shall make available to the
1574 customer, if requested by the customer at the time written or oral
1575 authorization is provided for work to be performed, all replaced parts,
1576 components or equipment. If the repair shop is required to return such
1577 parts, components or equipment to the manufacturer or other person
1578 under any warranty or rebuilding arrangement, the repair shop shall
1579 make them available to the customer for inspection only.

1580 (c) Violation of any provision of this section shall be an infraction.

1581 Sec. 48. Section 14-65i of the general statutes is repealed and the
1582 following is substituted in lieu thereof (*Effective October 1, 2013*):

1583 (a) Each motor vehicle repair shop shall prominently display a sign
1584 twenty-four inches by thirty-six inches in each area of its premises
1585 where work orders are placed by customers. The sign, which shall be
1586 in boldface type, shall read as follows:

1587 THIS ESTABLISHMENT IS LICENSED WITH THE
1588 STATE DEPARTMENT OF MOTOR VEHICLES.

1589 EACH CUSTOMER IS ENTITLED TO...

1590 _____

1591 1. A WRITTEN ESTIMATE FOR REPAIR WORK.

1592 2. A DETAILED INVOICE OF WORK DONE AND PARTS
1593 SUPPLIED.

1594 3. RETURN OF REPLACED PARTS, PROVIDED THE REQUEST IS
1595 MADE AT THE TIME WRITTEN OR ORAL AUTHORIZATION IS
1596 PROVIDED FOR WORK TO BE PERFORMED.

1597 _____

1598 NO REPAIR WORK MAY BE UNDERTAKEN ON A VEHICLE
1599 WITHOUT THE AUTHORIZATION OF THE CUSTOMER.

1600 NO CHARGES FOR REPAIR MAY BE MADE IN EXCESS OF THE
1601 WRITTEN ESTIMATE WITHOUT THE WRITTEN OR ORAL
1602 CONSENT OF THE CUSTOMER.

1603 _____

1604 QUESTIONS CONCERNING THE ABOVE SHOULD BE DIRECTED
1605 TO THE MANAGER OF THIS REPAIR FACILITY.

1606 UNRESOLVED QUESTIONS REGARDING SERVICE WORK MAY BE

1607 SUBMITTED TO:

1608 _____

1609 DEPARTMENT OF MOTOR VEHICLES

1610 DEALER REPAIR DIVISION

1611 60 STATE STREET, WETHERSFIELD, CONNECTICUT

1612 TELEPHONE:

1613 HOURS OF OPERATION:

1614 (b) Each motor vehicle repair shop shall post a sign, as required by
1615 this subsection, in each area of its premises where work orders are
1616 placed by customers. The sign shall state: (1) The hourly charge for
1617 labor; (2) the conditions, if any, under which the shop may impose
1618 charges for storage, and the amount of any such charges; and (3) the
1619 charge, if any, for a diagnosis.

1620 (c) Each motor vehicle repair shop shall prominently display a sign
1621 in each area of its premises where work orders are placed by
1622 customers. The sign, which shall be in boldface type, shall read as
1623 follows:

1624 NOTICE:

1625 THE CUSTOMER HAS THE RIGHT TO CHOOSE THE LICENSED
1626 REPAIR SHOP WHERE THE DAMAGE TO HIS OR HER MOTOR
1627 VEHICLE WILL BE REPAIRED.

1628 (d) The Commissioner of Motor Vehicles shall determine the size,
1629 type face and form of the signs required by this section.

1630 (e) Violation of any provision of this section shall be an infraction.

1631 Sec. 49. Section 14-65j of the general statutes is repealed and the
1632 following is substituted in lieu thereof (*Effective October 1, 2013*):

1633 (a) No repair shop shall make any statement to a customer which it
1634 knows or should know to be false or misleading. Such statements
1635 include, but are not limited to, statements as to the necessity of repairs,
1636 the condition of the customer's vehicle, and whether particular repairs
1637 have been performed by the shop.

1638 (b) No repair shop shall charge a customer for repairs which have
1639 not been performed.

1640 (c) A repair shop shall complete repairs on a motor vehicle on the
1641 same business day the vehicle is delivered to the repair shop by the
1642 customer, unless: (1) The customer is informed at the time the vehicle
1643 is delivered that repairs will not be completed on the day of delivery;
1644 (2) the customer consents to a later date of completion; or (3) as soon as
1645 it learns that repairs will not be completed on the day of delivery, the
1646 repair shop makes reasonable efforts to notify the customer and obtain
1647 consent but is unable to contact the customer. Such efforts shall be
1648 included in the record required by subsection (d) of section 14-65g, as
1649 amended by this act.

1650 (d) The Commissioner of Motor Vehicles shall adopt regulations in
1651 accordance with chapter 54 to carry out the provisions of sections 14-
1652 65e to 14-65j, inclusive, as amended by this act.

1653 (e) A violation of subsection (a) or (b) of this section shall be a class
1654 B misdemeanor.

1655 Sec. 50. Subsection (b) of section 14-36 of the general statutes is
1656 repealed and the following is substituted in lieu thereof (*Effective from*
1657 *passage*):

1658 (b) (1) A person eighteen years of age or older who does not hold a
1659 motor vehicle operator's license may not operate a motor vehicle on
1660 the public highways of the state for the purpose of instruction until
1661 such person has applied for and obtained an adult instruction permit
1662 from the commissioner. Such person shall not be eligible for an adult
1663 instruction permit if such person has had a motor vehicle operator's

license or privilege suspended or revoked. An adult instruction permit shall entitle the holder, while such holder has the permit in his or her immediate possession, to operate a motor vehicle on the public highways, provided such holder is under the instruction of, and accompanied by, a person who holds an instructor's license issued under the provisions of section 14-73, as amended by this act, or a person twenty years of age or older who has been licensed to operate, for at least four years preceding the instruction, a motor vehicle of the same class as the motor vehicle being operated and who has not had his or her motor vehicle operator's license suspended by the commissioner during the four-year period preceding the instruction. The Commissioner of Motor Vehicles shall not issue a motor vehicle operator's license to any person holding an adult instruction permit who has held such permit for less than ninety days unless such person (A) is a member of the armed forces on active duty outside the state, or (B) has previously held a Connecticut motor vehicle operator's license. (2) A person holding a valid out-of-state motor vehicle operator's license may operate a motor vehicle for a period of thirty days following such person's establishment of residence in Connecticut, if the motor vehicle is of the same class as that for which his or her out-of-state motor vehicle operator's license was issued. (3) No person may cause or permit the operation of a motor vehicle by a person under sixteen years of age.

Sec. 51. Subsection (g) of section 14-227a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(g) Any person who violates any provision of subsection (a) of this section shall: (1) For conviction of a first violation, (A) be fined not less than five hundred dollars or more than one thousand dollars, and (B) be (i) imprisoned not more than six months, forty-eight consecutive hours of which may not be suspended or reduced in any manner, or (ii) imprisoned not more than six months, with the execution of such sentence of imprisonment suspended entirely and a period of probation imposed requiring as a condition of such probation that

1698 such person perform one hundred hours of community service, as
1699 defined in section 14-227e, and (C) have such person's motor vehicle
1700 operator's license or nonresident operating privilege suspended for
1701 forty-five days and, as a condition for the restoration of such license,
1702 be required to install an ignition interlock device on each motor vehicle
1703 owned or operated by such person and, upon such restoration, be
1704 prohibited for the one-year period following such restoration from
1705 operating a motor vehicle unless such motor vehicle is equipped with
1706 a functioning, approved ignition interlock device, as defined in section
1707 14-227j; (2) for conviction of a second violation within ten years after a
1708 prior conviction for the same offense, (A) be fined not less than one
1709 thousand dollars or more than four thousand dollars, (B) be
1710 imprisoned not more than two years, one hundred twenty consecutive
1711 days of which may not be suspended or reduced in any manner, and
1712 sentenced to a period of probation requiring as a condition of such
1713 probation that such person: (i) Perform one hundred hours of
1714 community service, as defined in section 14-227e, (ii) submit to an
1715 assessment through the Court Support Services Division of the Judicial
1716 Branch of the degree of such person's alcohol or drug abuse, and (iii)
1717 undergo a treatment program if so ordered, and (C) (i) if such person is
1718 under twenty-one years of age at the time of the offense, have such
1719 person's motor vehicle operator's license or nonresident operating
1720 privilege suspended for forty-five days or until the date of such
1721 person's twenty-first birthday, whichever is longer, and, as a condition
1722 for the restoration of such license, be required to install an ignition
1723 interlock device on each motor vehicle owned or operated by such
1724 person and, upon such restoration, be prohibited for the three-year
1725 period following such restoration from operating a motor vehicle
1726 unless such motor vehicle is equipped with a functioning, approved
1727 ignition interlock device, as defined in section 14-227j, except that for
1728 the first year of such three-year period, such person's operation of a
1729 motor vehicle shall be limited to such person's transportation to or
1730 from work or school, an alcohol or drug abuse treatment program, [or]
1731 an ignition interlock device service center or an appointment with a
1732 probation officer, or (ii) if such person is twenty-one years of age or

1733 older at the time of the offense, have such person's motor vehicle
1734 operator's license or nonresident operating privilege suspended for
1735 forty-five days and, as a condition for the restoration of such license,
1736 be required to install an ignition interlock device on each motor vehicle
1737 owned or operated by such person and, upon such restoration, be
1738 prohibited for the three-year period following such restoration from
1739 operating a motor vehicle unless such motor vehicle is equipped with
1740 a functioning, approved ignition interlock device, as defined in section
1741 14-227j, except that for the first year of such three-year period, such
1742 person's operation of a motor vehicle shall be limited to such person's
1743 transportation to or from work or school, an alcohol or drug abuse
1744 treatment program, [or] an ignition interlock device service center or
1745 an appointment with a probation officer; and (3) for conviction of a
1746 third and subsequent violation within ten years after a prior conviction
1747 for the same offense, (A) be fined not less than two thousand dollars or
1748 more than eight thousand dollars, (B) be imprisoned not more than
1749 three years, one year of which may not be suspended or reduced in
1750 any manner, and sentenced to a period of probation requiring as a
1751 condition of such probation that such person: (i) Perform one hundred
1752 hours of community service, as defined in section 14-227e, (ii) submit
1753 to an assessment through the Court Support Services Division of the
1754 Judicial Branch of the degree of such person's alcohol or drug abuse,
1755 and (iii) undergo a treatment program if so ordered, and (C) have such
1756 person's motor vehicle operator's license or nonresident operating
1757 privilege permanently revoked upon such third offense, except that if
1758 such person's revocation is reversed or reduced pursuant to subsection
1759 (i) of section 14-111, such person shall be prohibited from operating a
1760 motor vehicle unless such motor vehicle is equipped with a
1761 functioning, approved ignition interlock device, as defined in section
1762 14-227j, for the time period prescribed in subdivision (2) of subsection
1763 (i) of section 14-111. For purposes of the imposition of penalties for a
1764 second or third and subsequent offense pursuant to this subsection, a
1765 conviction under the provisions of subsection (a) of this section in
1766 effect on October 1, 1981, or as amended thereafter, a conviction under
1767 the provisions of either subdivision (1) or (2) of subsection (a) of this

1768 section, a conviction under the provisions of section 53a-56b or 53a-60d
1769 or a conviction in any other state of any offense the essential elements
1770 of which are determined by the court to be substantially the same as
1771 subdivision (1) or (2) of subsection (a) of this section or section 53a-56b
1772 or 53a-60d, shall constitute a prior conviction for the same offense.

1773 Sec. 52. Subdivision (1) of subsection (i) of section 14-227a of the
1774 general statutes is repealed and the following is substituted in lieu
1775 thereof (*Effective July 1, 2013*):

1776 (i) (1) The Commissioner of Motor Vehicles shall permit a person
1777 whose license has been suspended in accordance with the provisions
1778 of subparagraph (C) of subdivision (1) or subparagraph (C)(i) or (C)(ii)
1779 of subdivision (2) of subsection (g) of this section to operate a motor
1780 vehicle if (A) such person has served the suspension required under
1781 said subparagraph, notwithstanding that such person has not
1782 completed serving any suspension required under subsection (i) of
1783 section 14-227b, and (B) such person has installed an approved ignition
1784 interlock device in each motor vehicle owned or to be operated by such
1785 person, and verifies to the commissioner, in such manner as the
1786 commissioner prescribes, that such device has been installed. For a
1787 period of one year after the installation of an ignition interlock device
1788 by a person who is subject to subparagraph (C)(i) or (C)(ii) of
1789 subdivision (2) of subsection (g) of this section, such person's operation
1790 of a motor vehicle shall be limited to such person's transportation to or
1791 from work or school, an alcohol or drug abuse treatment program, [or]
1792 an ignition interlock device service center or an appointment with a
1793 probation officer. Except as provided in sections 53a-56b and 53a-60d,
1794 no person whose license is suspended by the commissioner for any
1795 other reason shall be eligible to operate a motor vehicle equipped with
1796 an approved ignition interlock device.

1797 Sec. 53. Subdivision (6) of subsection (i) of section 14-227a of the
1798 general statutes is repealed and the following is substituted in lieu
1799 thereof (*Effective July 1, 2013*):

1800 (6) Whenever a person is permitted by the commissioner under this
1801 subsection to operate a motor vehicle if such person has installed an
1802 approved ignition interlock device in each motor vehicle owned or to
1803 be operated by such person, the commissioner shall indicate in the
1804 electronic record maintained by the commissioner pertaining to such
1805 person's operator's license or driving history that such person is
1806 restricted to operating a motor vehicle that is equipped with an
1807 ignition interlock device and, if applicable, that such person's
1808 operation of a motor vehicle is limited to such person's transportation
1809 to or from work or school, an alcohol or drug abuse treatment
1810 program, [or] an ignition interlock device service center or an
1811 appointment with a probation officer, and the duration of such
1812 restriction or limitation, and shall ensure that such electronic record is
1813 accessible by law enforcement officers. Any such person shall pay the
1814 commissioner a fee of one hundred dollars prior to the installation of
1815 such device.

1816 Sec. 54. Section 7-313a of the general statutes is repealed and the
1817 following is substituted in lieu thereof (*Effective October 1, 2013*):

1818 The authorities having the supervision of the fire department of any
1819 town, city, borough or district may appoint such number of fire
1820 department members or other persons, within available
1821 appropriations, as they deem necessary to be fire police officers of such
1822 municipality or district, who shall have the powers and perform the
1823 duties in such municipality or district as designated and authorized by
1824 the fire chief of such municipality or district, and such fire police
1825 officers may exercise such powers and duties in any other municipality
1826 or district while on duty with the fire department or with a
1827 cooperating fire department, where the department is engaged in
1828 mutual assistance. Such powers and duties shall include traffic control
1829 and regulation and may be exercised by such fire police during any
1830 fire drill or fire call or at any other time when such fire police are
1831 serving with the fire department, with any other fire department in
1832 another municipality or district or with any fire department rendering
1833 mutual assistance. Each such fire police officer while in the

1834 performance of fire police duties shall wear the badge of office in plain
1835 view of any observer. Each such fire police officer, while directing
1836 traffic in performance of the duties of fire police, shall (1) wear (A) a
1837 helmet with the words "Fire Police" in red letters on the front thereof,
1838 any other headgear that meets national, state and local traffic safety
1839 standards or a regulation fire-police dress uniform cap, and (B) a traffic
1840 safety vest, orange or lime green raincoat or any reflectorized orange
1841 or lime green outer clothing, that meets national, state and local traffic
1842 safety standards, (2) carry a flashlight, which shall have a red or
1843 orange wand and be capable of projecting a clear light for the purpose
1844 of illumination at nighttime, and (3) utilize hand-held or portable
1845 traffic control devices appropriate for the time of day, weather and
1846 traffic flow. Such helmet, cap, vest, raincoat or outer clothing, badge,
1847 traffic control equipment and flashlight may be supplied by the
1848 appointing municipality or district. Any person who violates this
1849 section by failing to obey any signal given by a fire police officer
1850 directing traffic in performance of the duties of fire police shall be
1851 deemed to have committed an infraction.

1852 Sec. 55. Subsection (d) of section 14-99h of the general statutes is
1853 repealed and the following is substituted in lieu thereof (*Effective July*
1854 *1, 2013*):

1855 (d) A motor vehicle dealer, licensed in accordance with section 14-52
1856 and meeting qualifications established by the commissioner, may
1857 verify a manufacturer's vehicle identification number to satisfy any
1858 provision requiring such verification in this chapter, or chapter 246a or
1859 247. Such verification shall be provided in a written affidavit signed by
1860 such a motor vehicle dealer, or his designee, and submitted to the
1861 commissioner. Such affidavit shall contain a statement that the
1862 manufacturer's vehicle identification number corresponds to such
1863 number (1) on the manufacturer's or importer's certificate of origin, if
1864 the motor vehicle is new, [or] (2) on a current certificate of title, [for all
1865 other vehicles] or (3) on a current motor vehicle registration document.
1866 Such affidavit shall also contain a statement that the vehicle
1867 identification number has not been mutilated, altered or removed.

1868 Sec. 56. Subdivision (1) of subsection (d) of section 14-36 of the
1869 general statutes is repealed and the following is substituted in lieu
1870 thereof (*Effective October 1, 2013*):

1871 (d) (1) No motor vehicle operator's license shall be issued to any
1872 applicant who is sixteen or seventeen years of age unless the applicant
1873 has held a youth instruction permit and has satisfied the requirements
1874 specified in this subsection. The applicant shall (A) present to the
1875 Commissioner of Motor Vehicles a certificate of the successful
1876 completion (i) in a public secondary school, a state technical high
1877 school or a private secondary school of a full course of study in motor
1878 vehicle operation prepared as provided in section 14-36e, (ii) of
1879 training of similar nature provided by a licensed drivers' school
1880 approved by the commissioner, or (iii) of home training in accordance
1881 with subdivision (2) of this subsection, including, in each case, or by a
1882 combination of such types of training, successful completion of: Not
1883 less than forty clock hours of behind-the-wheel, on-the-road
1884 instruction for applicants to whom a youth instruction permit is issued
1885 on or after August 1, 2008; (B) present to the commissioner a certificate
1886 of the successful completion of a course of not less than eight hours
1887 relative to safe driving practices, including a minimum of four hours
1888 on the nature and the medical, biological and physiological effects of
1889 alcohol and drugs and their impact on the operator of a motor vehicle,
1890 the dangers associated with the operation of a motor vehicle after the
1891 consumption of alcohol or drugs by the operator, the problems of
1892 alcohol and drug abuse and the penalties for alcohol and drug-related
1893 motor vehicle violations; and (C) pass an examination which may
1894 include a comprehensive test as to knowledge of the laws concerning
1895 motor vehicles and the rules of the road in addition to the test required
1896 under subsection (c) of this section and shall include an on-the-road
1897 skills test as prescribed by the commissioner. At the time of application
1898 and examination for a motor vehicle operator's license, an applicant
1899 sixteen or seventeen years of age shall have held a youth instruction
1900 permit for not less than one hundred eighty days, except that an
1901 applicant who presents a certificate under subparagraph (A)(i) or

1902 subparagraph (A)(ii) of this subdivision shall have held a youth
1903 instruction permit for not less than one hundred twenty days and an
1904 applicant who is undergoing training and instruction by the
1905 handicapped driver training unit in accordance with the provisions of
1906 section 14-11b shall have held such permit for the period of time
1907 required by said unit. The Commissioner of Motor Vehicles shall
1908 approve the content of the safe driving instruction at drivers' schools,
1909 high schools and other secondary schools. Subject to such standards
1910 and requirements as the commissioner may impose, the commissioner
1911 may authorize any drivers' school, licensed in good standing in
1912 accordance with the provisions of section 14-69, as amended by this
1913 act, or secondary school driver education program authorized
1914 pursuant to the provisions of section 14-36e, to administer the
1915 comprehensive test as to knowledge of the laws concerning motor
1916 vehicles and the rules of the road, required pursuant to subparagraph
1917 (C) of this subdivision, as part of the safe driving practices course
1918 required pursuant to subparagraph (B) of this subdivision, and to
1919 certify to the commissioner, under oath, the results of each such test
1920 administered. Such hours of instruction required by this subdivision
1921 shall be included as part of or in addition to any existing instruction
1922 programs. Any fee charged for the course required under
1923 subparagraph (B) of this subdivision shall not exceed [one hundred
1924 twenty-five dollars, unless the comprehensive test as to knowledge of
1925 the laws concerning motor vehicles and the rules of the road is also
1926 administered, in which case the fee shall not exceed] one hundred fifty
1927 dollars. Any applicant sixteen or seventeen years of age who, while a
1928 resident of another state, completed the course required in
1929 subparagraph (A) of this subdivision, but did not complete the safe
1930 driving course required in subparagraph (B) of this subdivision, shall
1931 complete the safe driving course. The commissioner may waive any
1932 requirement in this subdivision, except for that in subparagraph (C) of
1933 this subdivision, in the case of an applicant sixteen or seventeen years
1934 of age who holds a valid motor vehicle operator's license issued by any
1935 other state, provided the commissioner is satisfied that the applicant
1936 has received training and instruction of a similar nature.

1937 Sec. 57. Subsection (b) of section 14-275 of the general statutes is
1938 repealed and the following is substituted in lieu thereof (*Effective July*
1939 *1, 2013*):

1940 (b) Each school bus shall be painted a uniform yellow color known
1941 as "National School Bus Glossy Yellow", except for the fenders and
1942 trim which may be painted black and the roof which may be painted
1943 white, and shall have conspicuously painted on the rear and on the
1944 front of such vehicle, in black lettering of a size to be determined by
1945 the Commissioner of Motor Vehicles, the words "School Bus-Stop on
1946 Signal", except that each school bus equipped with an eight-light
1947 warning system shall have the words "School Bus" painted on the rear
1948 and on the front of such vehicle in such lettering. The sides of such
1949 vehicles may be inscribed with the words "School Bus", the school
1950 name or such other legend or device as may be necessary for purposes
1951 of identification or safety. Each school bus, and any student
1952 transportation vehicle, as defined in section 14-212, regularly used by
1953 any town, regional school district, private school or entity contracting
1954 with such town, regional school district or private school to transport
1955 school children to and from school or school activities, shall have
1956 conspicuously painted on the rear and sides of such bus or student
1957 transportation vehicle, in black lettering of a size to be determined by
1958 the commissioner, the name of the school bus company, the school bus
1959 company's telephone number and the school bus number or the name
1960 of the owner or operator of such student transportation vehicle, the
1961 telephone number of such owner or operator and the fleet number of
1962 such student transportation vehicle.

1963 Sec. 58. Subsection (j) of section 14-150 of the general statutes is
1964 repealed and the following is substituted in lieu thereof (*Effective July*
1965 *1, 2013*):

1966 (j) The Commissioner of Motor Vehicles shall adopt regulations, in
1967 accordance with the provisions of chapter 54, (1) specifying the
1968 circumstances under which title to any motor vehicle abandoned
1969 within the limits of any highway may be transferred to any person,

1970 firm or corporation towing such vehicle, and (2) establishing the
 1971 procedure whereby such person, firm or corporation may obtain title
 1972 to such motor vehicle. The commissioner may adopt regulations, in
 1973 accordance with the provisions of chapter 54, specifying the
 1974 circumstances under which the owner of a campground may dispose
 1975 of a motor home or recreational vehicle abandoned on such owner's
 1976 property and establishing procedures governing such disposal.

1977 Sec. 59. (NEW) (*Effective July 1, 2013*) Notwithstanding any
 1978 provision of the general statutes or any regulation, no motor carrier
 1979 and no person operating any motor vehicle described in subsection (a)
 1980 of section 14-163c of the general statutes, as amended by this act, shall
 1981 be ineligible to enter into a contract or to perform under a contract to
 1982 provide commercial motor vehicle services to the state or any
 1983 municipality due to the results of inspections of such motor carrier or
 1984 any such motor vehicle conducted pursuant to section 14-163c of the
 1985 general statutes, as amended by this act, unless at least ten such
 1986 inspections of such motor vehicle or motor carrier have been
 1987 conducted during the twenty-four months preceding the start date of
 1988 any such contract."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	1-24
Sec. 2	<i>July 1, 2013</i>	14-50a(a)(2)
Sec. 3	<i>July 1, 2013</i>	14-1(52)
Sec. 4	<i>July 1, 2013</i>	14-1(63)
Sec. 5	<i>July 1, 2013</i>	14-1(80)
Sec. 6	<i>October 1, 2013</i>	14-9a
Sec. 7	<i>October 1, 2013</i>	14-12b(a)
Sec. 8	<i>July 1, 2013</i>	14-15(a)
Sec. 9	<i>October 1, 2013</i>	14-33(a)
Sec. 10	<i>October 1, 2013</i>	14-33a
Sec. 11	<i>July 1, 2013</i>	14-36a
Sec. 12	<i>July 1, 2013</i>	14-36h(a)
Sec. 13	<i>July 1, 2013</i>	14-37a(a)
Sec. 14	<i>July 1, 2013</i>	14-40a(c)

Sec. 15	<i>October 1, 2013</i>	14-41(b)
Sec. 16	<i>October 1, 2013</i>	14-41a
Sec. 17	<i>October 1, 2013</i>	14-44i(a)
Sec. 18	<i>October 1, 2013</i>	14-44k(h)
Sec. 19	<i>July 1, 2013</i>	14-44k(k)
Sec. 20	<i>October 1, 2013</i>	14-49(f)
Sec. 21	<i>October 1, 2013</i>	14-50(a)
Sec. 22	<i>July 1, 2013</i>	14-60
Sec. 23	<i>October 1, 2013</i>	14-62
Sec. 24	<i>July 1, 2013</i>	14-63(b)
Sec. 25	<i>July 1, 2013</i>	14-65(f)
Sec. 26	<i>October 1, 2013</i>	14-66
Sec. 27	<i>July 1, 2013</i>	14-69
Sec. 28	<i>July 1, 2013</i>	14-73(d)
Sec. 29	<i>July 1, 2013</i>	14-145(b)
Sec. 30	<i>July 1, 2013</i>	14-163c
Sec. 31	<i>July 1, 2013</i>	14-188
Sec. 32	<i>July 1, 2013</i>	14-267a(h)
Sec. 33	<i>July 1, 2013</i>	14-267c
Sec. 34	<i>July 1, 2013</i>	14-286(e)
Sec. 35	<i>July 1, 2013</i>	14-286b(c)
Sec. 36	<i>July 1, 2013</i>	14-289d
Sec. 37	<i>October 1, 2013</i>	14-296aa
Sec. 38	<i>October 1, 2013</i>	14-381
Sec. 39	<i>October 1, 2013</i>	38a-364(b)
Sec. 40	<i>October 1, 2013</i>	38a-364(c)
Sec. 41	<i>July 1, 2013</i>	38a-683(a)
Sec. 42	<i>July 1, 2013</i>	54-33a(c)
Sec. 43	<i>January 1, 2014</i>	54-56e(c)
Sec. 44	<i>January 1, 2014</i>	54-56g(h)
Sec. 45	<i>October 1, 2013</i>	14-65f
Sec. 46	<i>October 1, 2013</i>	14-65g
Sec. 47	<i>October 1, 2013</i>	14-65h
Sec. 48	<i>October 1, 2013</i>	14-65i
Sec. 49	<i>October 1, 2013</i>	14-65j
Sec. 50	<i>from passage</i>	14-36(b)
Sec. 51	<i>July 1, 2013</i>	14-227a(g)
Sec. 52	<i>July 1, 2013</i>	14-227a(i)(1)
Sec. 53	<i>July 1, 2013</i>	14-227a(i)(6)
Sec. 54	<i>October 1, 2013</i>	7-313a

Sec. 55	<i>July 1, 2013</i>	14-99h(d)
Sec. 56	<i>October 1, 2013</i>	14-36(d)(1)
Sec. 57	<i>July 1, 2013</i>	14-275(b)
Sec. 58	<i>July 1, 2013</i>	14-150(j)
Sec. 59	<i>July 1, 2013</i>	New section